JOURNAL

OF

THE SENATE

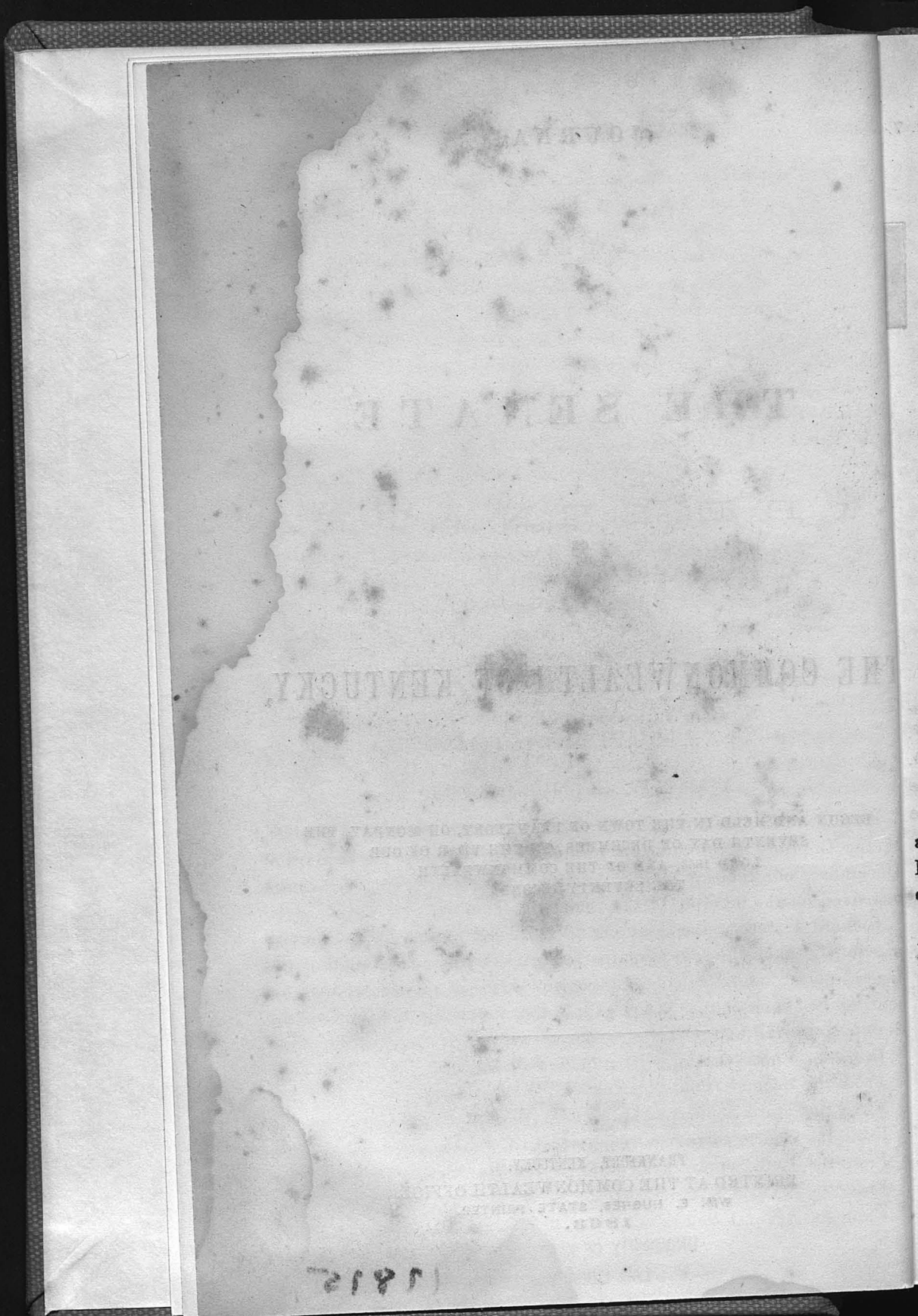
OF

THE COMMONWEALTH OF KENTUCKY,

BEGUN AND HELD IN THE TOWN OF FRANKFORT, ON MONDAY, THE SEVENTH DAY OF DECEMBER, IN THE YEAR OF OUR LORD 1863, AND OF THE COMMONWEALTH THE SEVENTY-SECOND.

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THE SENATE.

MONDAY DECEMBER 7, 1863.

At a General Assembly, begun and held for the State of Kentucky, at the Capitol in the town of Frankfort, on Monday the seventh of December, one thousand eight hundred and sixty-three, it being the day fixed for the meeting of the General Assembly,

Richard T. Jacob, the Lieutenant Governor, appeared, and having previously taken the several oaths required by the constitution of the United States, and the constitution and laws of this State, took his seat as Speaker of the Senate; and the following members of the Senate appeared and took their seats, to-wit:

From the First Senatorial District, J. D. Landrum.
From the Second Senatorial District, W. T. Chiles.
From the Third Senatorial District, T. W. Hammond.
From the Fourth Senatorial District, N. R. Black.
From the Fifth Senatorial District, W. W. Gardner.
From the Sixth Senatorial District, B. H. Bristow.
From the Seventh Senatorial District, William Anthony.

From the Eighth Senatorial District, Henry D. McHenry.
From the Ninth Senatorial District, John B. Bruner.
From the Tenth Senatorial District, R. H. Field.
From the Eleventh Senatorial District, William Sampson.
From the Twelfth Senatorial District, George Wright.
From the Thirteenth Senatorial District, J. R. Duncan.
From the Sixteenth Senatorial District, T. T. Alexander.
From the Eighteenth Senatorial District, George Wright.
From the Nineteenth Senatorial District, Ben. Spalding.
From the Twenty-Second Senatorial District, Asa P. Grover.
From the Twenty-Third Senatorial District, John J. Landram.
From the Twenty-Fourth Senatorial District, John F. Fisk.
From the Twenty-Sixth Senatorial District, Francis L. Cleveland.
From the Twenty-Ninth Senatorial District, Jas. H. G. Bush.
From the Thirtieth Senatorial District, Wm. S. Botts.
From the Thirty-First Senatorial District, M. P. Marshall.
From the Thirty-Third Senatorial District, John Power.
From the Thirty-Fifth Senatorial District, Harrison Cockrill.
From the Thirty-Sixth Senatorial District, M. J. Cook.
From the Thirty-Eighth Senatorial District, Wm. H. Grainger.

The said T. T. Alexander, N. R. Black, Wm. S. Botts, B. H. Bristow, W. T. Chiles, F. L. Cleveland, M. J. Cook, J. R. Duncan, W. W. Gardner, Wm. H. Grainger, T. W. Hammond, John J. Landram, J. D. Landrum, John Power, Geo. C. Riffe, Wm. Sampson, and George Wright, severally produced certificates of their election, and took the oaths required by the constitution of the United States, and the constitution and laws of this State.

Mr. McHenry then nominated J. Russell Hawkins, as a proper person to fill the office of Secretary of the Senate.

No other person having been nominated the vote was then taken, which resulted as follows, viz:

Those who voted for Mr. Hawkins, were—

T. T. Alexander,	Harrison Cockrill,	John J. Landram,
Wm. Anthony,	M. J. Cook,	J. D. Landrum,
N. R. Black,	J. R. Duncan,	M. P. Marshall,
Wm. S. Botts,	Richard H. Field,	Henry D McHenry,
B H. Bristow,	John F. Fisk,	John Power,
John B. Bruner,	W. W. Gardner,	Geo. C. Riffe,
Jas. H. G. Bush,	Wm. H. Grainger,	Wm. Sampson,
W. T. Chiles,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	T. W. Hammond,	George Wright—27.

Mr. J. Russell Hawkins having received the unanimous vote of the Senate, was declared duly elected Secretary of the Senate, during the present session.

Whereupon he took the several oaths required by the constitution of the United States, and the constitution and laws of this State.

Mr. Cleveland nominated Mr. W. C. Ireland, as a proper person to fill the office of Assistant Secretary of the Senate.

Mr. Alexander nominated Mr. G. W. Montague for the same office.

Upon the vote being taken it stood thus:

Those who voted for Mr. Ireland, were—

Wm. Anthony,	Harrison Cockrill,	J. D. Landrum,
N. R. Black,	M. J. Cook,	M. P. Marshall,
Wm. S. Botts,	John F. Fisk,	Henry D. McHenry,
B. H. Bristow,	W. W. Gardner,	John Power,
Jas. H. G. Bush,	Wm. H. Grainger,	George C. Riffe,
W. T. Chiles,	T. W. Hammond,	George Wright—20.
F. L. Clevland,	John J. Landram,	

Those who voted for Mr. Montague, were—

T. T. Alexander,	Richard H. Field,	Wm. Sampson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding—7.
J. R. Duncan,		

Mr. Ireland having received a majority of all the votes cast, was declared duly elected Assistant Secretary of the Senate during the present session.

Whereupon he took the several oaths required by the constitution of the United States, and the constitution and laws of this State.

Mr. Wright nominated Mr. John W Pruett as a proper person to fill the office of Sergeant-at-Arms of the Senate; no one else having been nominated, the vote was taken which resulted as follows, viz:

Those who voted for Mr. Pruett, were—

T. T. Alexander,	Harrison Cockrill,	John J. Landram,
Wm. Anthony,	M. J. Cook,	J. D. Landrum,
N. R. Black,	J. R. Duncan,	M. P. Marshall,
Wm. S. Botts,	Richard H. Field,	Henry D. McHenry,
B. H. Bristow,	John F. Fisk,	John Power,
John B Bruner,	W. W. Gardner,	Geo. C. Riffe,
James H. G. Bush,	Wm. H. Grainger,	Wm. Sampson,
W. T. Chiles,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	T. W. Hammond,	George Wright—27.

Mr. Pruett having received the unanimous vote of the Senate, was declared duly elected Sergeant-at-Arms of the Senate during the present session.

Whereupon he took the several oaths required by the constitution of the United States, and the constitution and laws of this State.

Mr. Cook nominated Mr. Abijah Gilbert as a suitable person to fill the office of Door-keeper of the Senate.

Mr. Gardner nominated Mr. J. D. Pollard for the same office.

The vote was then taken which resulted as follows, viz:

Those who voted for Mr Gilbert, were—

T. T. Alexander,	W. T. Chiles,	H. D. McHenry,
Wm. Anthony,	Harrison Cockrill,	John Power,
Wm. S. Botts,	M. J. Cook,	Geo. C. Riffe,
N. R. Black,	J. R. Duncan,	Wm. Sampson,
B. H. Bristow,	T. W. Hammond,	Ben. Spalding,
John B. Bruner,	J. D. Landrum,	George Wright—19.
James H. G. Bush,		

Those who voted for Mr. Pollard, were—

F. L. Cleveland,	W. W. Gardner,	John J. Landram,
R. H. Field,	Wm. H. Grainger,	M. P. Marshall—8.
John F. Fisk,	Asa P. Grover,	

Mr. Gilbert having received a majority of all the votes cast, was declared duly elected Door-keeper of the Senate during the present session.

Whereupon he took the several oaths prescribed by the constitution of the United States, and the constitution and laws of this State.

On motion of Mr. Wright—

Ordered, That a message be sent to the House of Representatives to inform them that the Senate is now organized, and ready to proceed to Legislative business.

Whereupon Messrs. Wright and McHenry were directed to bear said message.

A message was received from the House of Representatives, by Messrs. McFarland, J. F. Bell and J. R. Thomas, announcing that they had met and organized, and are now ready to proceed to legislative bussness, and had appointed a committee on their part, to wait upon the Governor, and inform him that the General Assembly had convened and are now ready to receive any communication he may think proper to make.

Mr McHenry moved the following resolution, viz:

Resolved, That a committee of three members of the Senate be appointed by the Speaker, to act in conjunction with a similar committee of the House of Representatives, to wait upon the Governor and inform him that the two Houses are now organized and ready to receive any communication he may have to lay before them.

Which was adopted.

Whereupon Messrs. McHenry, Cleveland and Bristow were appointed as said committee.

The committee on the part of the Senate retired, and after a short time returned when Mr. McHenry reported that the joint committee had performed the duty assigned them, and were informed by the Governor that he would immediately make a commnnication in writing to each House.

A message in writing was received from the Governor, by Mr. Van Winkle, Secretary of State, which was read as follows, viz:

Gentlemen of the Senate and House of Representatives:

We have reason to be thankful to a beneficent Providence for the more favored auspices under which you assemble, than greeted your immediate predecessors. Our present exemption, and the strengthened hope of yet higher security, from the dangers of rebel invasions and predatory incursions of guerrillas, together with the bounteous productions which have rewarded the industry of our people, and the blessings of health and general prosperity, are the bestowments of "a divinity that shapes our ends," which must attract our gratitude and command our thanksgiving to "Him whose ways are not as man's ways."

The constitution, in prescribing the powers and duties of the Governor as Chief Executive, requires that "He shall, from time to time, give to the General Assembly information of the state of the Commonwealth, and recommend to their consideration such measures as he may deem expedient." In obeying this requirement, it affords me gratification to be able to lay before you the condition of our Treasury, as shown by the reports of the Auditor and Treasurer. Taking the last four years as an illustration, it appears that our Treasury is in better condition than at any previous period of our history. The comparison presents the following contrast, at the end of each fiscal year:

Balance in Treasury October 10, 1860	$126,548 01
Balance in Treasury October 10, 1861	280,111 65
Balance in Treasury October 10, 1862	459,708 30
Balance in Treasury October 10, 1863	808,387 00

The interest upon our public debt has been promptly paid.

This condition is the more gratifying, when we consider the fact that many of our counties have been so overrun by rebel invaders, and desolated by guerrillas and marauders, that no revenue could be collected within them. In this connection, it is proper to suggest that relief should be extended to the collectors of revenue in those counties where collections were impracticable, owing to the exposed condition of the country.

As connected with our finances, it is proper to bring before you the defalcation of the late Auditor, Thos. S. Page. An examination of

nis accounts from 1853 to 1859, although not thorough, has developed an embezzlement of $90,362 62, of which $1,580 has been paid, leaving $88,782 62 against him. Amongst the earliest acts of my Executive duties was an order directing the Attorney General to institute suits for the recovery of the amounts composing such embezzlement. There is a long period of years prior to this investigation, for which this officer is responsible, and during that period there has been no inquiry into the accounts. I made an effort to have an examination, but the short time intervening your assembling did not admit of it. It will require a labor of some months, by good accountants, to satisfactorily explore the accounts. I recommend the appointment of two or more commissioners, to investigate and report upon the condition of the accounts of that officer, from the commencement to the end of his services. If the investigation be properly made, it will probably enable the Commonwealth to secure a large proportion of the sum found to be due, in the settlement of his estate in the hands of trustees, which is now depending in the Franklin Circuit Court. The statute of limitations certainly releases the sureties anterior to the year 1853, but does not interfere with the prosecution of the claim against the defaulting officer. I recommend that you provide for the appointment of commissioners to investigate and ascertain the extent of the embezzlement for each year from the commencement of that officer's services.

This case suggests the grave omission of proper legislation in reference to such cases. Except as to the Treasurer, our penal code is silent. No penalties are provided against any other officer for embezzlement of public moneys. I therefore recommend that our penal code be so amended as to punish, criminally, all officers who may be guilty of embezzlement of public moneys.

The condition of our common schools will be exhibited in the report of the Superintendent of Public Instruction. The fund consecrated to purposes of education has been preserved inviolate. To give to every child in the Commonwealth a substantial education, is amongst the highest duties devolved upon the law-givers. Every effort to increase the facilities of education, and to elevate the grade of instruction, will have my hearty co-operation.

The reports from our eleemosynary institutions, which will be laid before you, will inform you of their condition, progress and wants.

The Lunatic Asylums at Lexington and at Hopkinsville; the Deaf and Dumb Asylum at Danville; the Blind Asylum at Louisville; the

Asylum for the Feeble-Minded at Frankfort, are noble monuments of the charities of our Commonwealth. The reports, which will be laid before you, from these institutions, will set forth their wants and necessities. Ample provisions should be made to meet them. That you will make suitable appropriations to sustain these grand charities, such as becomes the charitable duty and just pride of the State, I do not entertain a doubt.

Under the provisions of "An act accepting the donation of lands for endowment of Agricultural Colleges," approved 27th January, 1863, I have received from the Federal Government, through the Commissioner of the General Land Office, United States land scrip for 330,000 acres of land. It will now be necessary that you provide for the appointment and compensation of an agent or agents to dispose of this scrip; and further provide for founding the college, in order to obtain the benefits of this munificent donation. This scrip will raise a fund for the endowment of an institution which may be made an honor to the Government, the pride of the State, and a blessing and bounty to the citizens of Kentucky. It is recommended that you adopt all proper measures for securing the benefits of this liberal donation, and carrying out the purposes of its bestowment.

In this connection, I would direct your attention to the propriety of continuing the support of the "State Agricultural Society." This institution, organized under an act approved March 10, 1856, and continued by subsequent enactments, has been of great benefit to the agricultural interests of Kentucky. Although its efficiency has been greatly retarded by the rebellion, for the past two years, yet, in the midst of the gloom, the efforts of the society have shed light and cheer upon the agricultural interests of the State. We are an agricultural people, and every aid given to that interest goes to promote the general welfare. The society has more than met the most sanguine expectations of its founders, and presents to our hopes cumulative benefits to our agricultural—which is our greatest—interest, which demand for the society the fostering care of the Commonwealth.

At present the questions of most absorbing interest grow out of, and are connected with, the condition of our Federal Government, and the rebellion of the Southern States. When the rebellion broke upon us in Kentucky we had no military organization except under the State Guard law. This law was perverted by the Inspector General, Buckner, into treasonable uses, and so alarmed our people, at the abuse, that the law was repealed, thus leaving Kentucky without military

organization. To call an unorganized militia into the field was and is impossible. The Legislature, by act approved the 31st day of August, 1862, revived the State Guard law with amendments. When I became invested with the "chief executive authority," no organization having been effected, steps were immediately taken to thoroughly organize the militia. The process of organization is necessarily slow under the system as at present authorized. Having obtained the services of an able and accomplished officer as Inspector General, the work of organization is progressing with all possible dispatch. Various and important amendments required to give efficiency to the system will be suggested by him to the proper committee.

The importance of having a complete and thorough organization of the militia has been so clearly impressed upon every judgment, by the calamities which have befallen our people for want of such organization, that I need not offer any additional reasons, beyond the facts of history, to enforce the necessity of such organization. Without organization we have been, and would continue, powerless, and lay at the mercy of invaders and bandits. With organization we can defy and punish them, and give security to our homes, and protection to our people. I urge upon you the propriety of having an efficient State force organized, for active duty in suppressing the guerrilla warfare which harrasses our border. If it be said that it will cost the State too much, I answer, that it will *cost less than* to do without such force. The economy which refuses to give protection to the property, the homes, and lives of our border citizens, and leaves them exposed to be wasted and ruined by guerrilla bands, deserves the contempt and execration of the age. He whose soul sets in watch over his money bags, while the homes of his countrymen are wrapped in flames of rebellion, and the lives of true men are being sacrificed to the Moloch of treason, is wholly unfit to sit in council with patriots and statesmen. We have passed the *silver line;* it is now a question of the life or death of our Government—not of dollars and cents. It is not, therefore, to be presumed that any representative of our suffering people can, for a moment, hesitate to make every possible provision for the protection and security of the citizen in his power. Those who would "save the peoples' money," should appropriate from the common treasure all that may be needed to give protection to the homes, the property, and lives of the citizen. Coming, as you do, fresh from the people, and knowing their sufferings and wants, it is not to be doubted but you will promptly respond to the necessities of the occasion.

In a short time after the executive duties devolved upon me, the organized forces theretofore giving protection to our people, were necessarily moved to the front, leaving the State more exposed than at any period since the rebellion. We were left with some 4,000 recruits in camps, then without organization, and not supplied with arms and equipments for service. The guerillas availed themselves of our condition to inflict serious injuries upon our exposed border, carrying their depredations to the very heart of the State.

It is a source of gratulation that the patriotism of our people has met the efforts to place a sufficient force in the field for defense, and that we are now more secure and better guarded than at any time heretofore since the rebellion. In a short time, under an arrangement made with the Secretary of War, and by a thorough organization of the enrolled and volunteer militia, our defenses will be complete, and security will again brighten the desolated homes of our border people.

It is a source of just pride, that in this struggle to maintain our national life, Kentucky, under every adverse circumstance, has nobly redeemed her pledge of duty to maintain the Union. Kentucky can never abandon the Union. It is the life of her peoples' hopes. When the Union is broken, her hopes must perish. Her hopes survive the loss of everything but the Union. "Give us liberty or give us death," is the echoing response to our revolutionary sires, of the living patriotism of Kentucky of the present day. Although we are an exposed front, and our people have been overrun and oppressed by rebel armies, and have been wasted in their substance, and slain by guerrillas; although bad men and wicked fanaticism in our own armies have inflicted outrage and wrong upon our loyal people, yet so steadily have our people pursued the direct line of duty and patriotism, that their suffering heroism, and invincible loyalty, which nothing could divert or overcome, is being understood and appreciated by our loyal brethren of other States, and our voice and counsel will not be unheeded as we speak from the fiery furnace of this wasting rebellion.

Out of an enrolled militia numbering 119,577, we have contributed, to sustain our Government, 37,444 soldiers for three years service; 11,911 for one year; 413 for nine months, and 1,770 for sixty days service, making an aggregate of 51,538—almost one half of all those within the military ages. This is an evidence of Kentucky patriotism which needs no further comment to vindicate it. We are ready to give yet more, even to the last man and last dollar, if needed, to defend our Government.

I call your attention to the very full, complete, and able report of the Adjutant General, which will be laid before you. The report is gotten up so as to present a complete record of every regiment sent to the field; and exhibit, as far as officially advised, the status of each officer and soldier. This report should be given the dignity of an official record, so that the report may be evidence of the facts set forth, for the benefit of those interested in future.

In the commencement of the rebellion the inexperience of those employed in the Quarter-Master's department, was the occasion of distributing arms, munitions, clothing, and other necessary stores, to the various military organizations in the State, without obtaining vouchers in the form prescribed by the Army Regulations. In many instances the emergency did not admit of the delay which compliance with these forms required. Yet the disbursements were all for the legitimate uses of our troops, and properly issued though informally vouched. These informalities have been the reason why our claims upon the Government for reimbursement have not been met. Since the rebellion commenced there has been advanced by the State of Kentucky, on account of United States Government, in recruiting, arming, equipping, subsisting, and paying volunteers, the following sums, viz:

Advanced up to 31st August, 1863		$2,106,611 83
Advanced from 31st August to 30th November, 1863		90,000 00
Making our advancements		$2,196,611 83
Of this sum there has been refunded by the Federal Government	$861,221 12	
Add our proportion of the taxes levied upon the State,	605,000 00	
Aggregate		1,466,221 12
Leaving a balance in favor of the State against the United States		$730,390 71

This balance, for the reason before stated, has not heretofore been settled. The Secretary of State and Quarter-Master General were deputed, a few weeks since, to visit Washington, and, if possible, obtain a settlement of our claims. The difficulties in the way of adjustment being ascertained, the questions were submitted to the Secretary of War, who promptly, from a sense of justice and respect to the loyalty and good faith of Kentucky, ordered the settlement of our claims upon a basis as just, liberal, and equitable as we could possibly demand, or his duties admit. We shall therefore hope soon to recruit our fund for military purposes, by obtaining from the Federal Government the payment of the sums so due to us.

The importance of the records now being made in the military departments of this State, suggests the necessity of having suitable and permanent offices provided in which to transact the business and preserve the records of the Inspector General, Adjutant General, and Quarter-Master General. The present and future generations have an interest in the preservation of these records. At present and heretofore office rooms have been rented. The frequent changes from one room to another endangers the security, while it necessarily disorders and confuses the records. The State should provide permanent office rooms. It is economical to do so. The rents now expended would, in a few years, pay for the construction of the necessary buildings.

The salary of the Governor, under the Constitution, cannot be either increased or diminished during his term; all delicacy is therefore removed, which might otherwise prevent me from calling your attention to the subject, and urging you to provide for my successor a compensation which will at least cover expenses. I am satisfied that it is not the purpose of the people of Kentucky to require a property qualification for the office, yet the present rate of compensation must attain that end by the indirection of inadequate salary. Unless possessed of private fortune to meet expenses, no man can now afford to be Governor of Kentucky.

The increased rates of living so reduces the value of the present salaries paid to our judical officers, as to render their compensation wholly insufficient. In times of peace, plenty, and low rates, the salaries paid to the judges, was much below the income of a moderately competent lawyer. Now, competent men cannot afford to be judges. Our present judges may, from a sense of public duty, continue through their terms, but this does not excuse for failing to give them just and reasonable compensation.

The salaries of the Inspector General, and of his clerk, are merely nominal—having been fixed for times of peace. The importance of the office, at this time, to the well-being and security of our people; the onerous duties which devolve upon that officer, which require his whole time and all his energies, with the constant labor of a clerk, demands that suitable provision should be forthwith made for payment of reasonable salaries to the Inspector General and to his clerk. No clerk could be obtained at the present salary, and as a consequence, a clerk has had to be detailed to that office from the office of the Adjutant General.

The salaries of the Treasurer, Auditor and Register are, for the same reasons, inadequate. A salary which was sufficient a few years past, for reasons obvious to all, will not now, and for years to come, meet the measure of a just reward. The Register's salary is diminished by over $200 postage, which he is compelled to pay, there being no provision for its payment. This is not right. A just and generous people do not want the services of these indispensable officers without fair compensation. The miser in council is as little respected by a noble people as is the prodigal. Neither represent the manly spirit, the public sentiment, and the just judgment of the people.

The subject of internal improvements has been so repeatedly brought before the public judgment, that no additional suggestions are necessary on this occasion. The construction of roads and improvement of rivers have been a means of developing much wealth, and a source of reward to the labor of the country. When judiciously made the industry of the people is better sustained, and the wealth and prosperity of the country promoted. At present, however, to take care of and protect what we have is all a prudent statesmanship can demand. The report of the President of the Board of Internal Improvement will, in a short time, be submitted for your consideration, to which I beg leave to refer you for information both as regards the present condition of the public works, and the expenditures connected with the same.

There yet remains subjects of grave consideration to which, from a sense of public duty, I am constrained to call your attention—questions which have grown up with the rebellion, and demand some positive action for our own security. In presenting those questions it is not my purpose to invite vindictive action and wrathful legislation, but legislation tempered by a discreet and sober judgment, which shall be addressed to our security as a loyal people, rather than to the punishment of the disloyal.

The duty of allegiance to our Government is so palpable and simple, that it requires neither depth of intellect nor breadth of intelligence to comprehend it. To observe that duty is an instinct of loyalty. The most ignorant know it; the most vicious feel it. To sympathize with rebellion and treason is a vicious sympathy, entitled to none of those charities which cover less venal crimes. It is the harlotry of the heart with the worst of crimes, and inevitably leads to criminal acts of treason, unless restrained by the touch of loyal judgment and rational duty.

No one has the right to commit treason. No one has the right to encourage or promote treason. The right to be a rebel or rebel sympathizer cannot be admitted; we may tolerate, but cannot admit, the right of such sympathies.

The right to hold, express, and advocate any form of policy for conducting the government, is a political right which cannot and ought not to be abridged, however much abused. Treason is not a policy; it strikes at the life—aims not at the management of the government. The safety of free government, which admits the right to advocate and urge, with all of our powers, even the wildest and most deleterious policy, without any restriction save public judgment, demands that none should be permitted to overthrow, or aid, or abet, or in any way encourage or promote the overthrow of the government which secures this perfect political liberty. Whosoever, therefore, commits treason, or advocates it, or in any way encourages or promotes it, does what he has no right to do, and that which is at war with the perfect political freedom secured by our government, and should not be tolerated therein. To sympathize with rebellion is wrong, if rebellion is wrong. But as mere sympathy cannot endanger the life of the government, it may be tolerated, though wrong. Yet, when that sympathy assumes the form of aid or encouragement to treason, and tends to promote it either by acts or words, the duty of those who would perpetuate our political freedom, as secured only by our government, is to stay the work of treason by inflicting upon its workers such restraints and penalties as will enforce obedience and respect to the government of our fathers.

Every Kentuckian ought to be loyal, not only in act, but word and sympathy. Kentucky has not and will not, under any circumstances, become rebellious against the government of our fathers. Having no rights outside of the Union, Kentucky will seek none except in the Union. An invincible loyalty confronts those who seek to force Kentucky into rebellion. When rebellion reaches such magnitude as to assume the dignity of a revolutionary war, it is supported or resisted by moral and physical forces. Expressed sympathy or advocacy of rebellion is giving moral force to rebellion. If the rebellion is wrong, sympathy or any other aid given to it is wrong; and those who are to be injuriously affected by it have the moral right to protect themselves against rebellion by suppressing every form of treason. They have the right to banish its *shadow*, as well as its *substance*. In self-defense they ought to do so. It is no excuse for any one to say he cannot help

his sympathies. A wrong and criminal sympathy is as much under the control of the will as a wrong and criminal action. Both are voluntary, and therefore criminal. Every man who henceforth remains in Kentucky, or shelters here, should be loyal to our government, and true to its service, or be held to a rigid responsibility for disloyalty. Those who rejoice or exult over rebel invasions and guerilla raids should be held accountable for all the injuries inflicted by their fellow-accomplices in treason. We may, and perhaps should, ignore the past, if the future of such be loyal; but to be loyal should be made imperative

I therefore recommend that our penal code be amended so as to provide proper preventive, as well as punative remedies, for every form of treasonable action, whether it consist in acts or words which tend to promote or encourage rebellion.

I further recommend that the laws be so amended as to give to any loyal man, who suffers in person or property, from invasions or raids, a right of action against any or all persons who, after the passage of such act, may aid, encourage, or promote the rebellion either by acts or words of encouragement, or by approval, or by manifesting an exultant and joyous sympathy upon the success of such raids. It is time that disloyal and criminal sympathies should cease in Kentucky. There remains no excuse for any to indulge in them and remain here.

Such amendments to the civil code will be but the application of the principles of the common law to this rebellion. By the common law, all who counsel, advise, aid, assist, promote, encourage, or adopt a trespass, are held to be equally guilty and responsible to the injured party. It is right that those whose avowed sympathies encourage and invite invasions and raids should be made to bear the expenses for the entertainment of their friends.

Rebellious persons are fleeing to Kentucky as a city of refuge. This is becoming so common that it is worthy of consideration how far and upon what terms this is to be permitted. "The citizens of each State," by virtue of the Federal Constitution, "shall be entitled to all privileges and immunities of citizens in the several States." But to enact or promote treason is not one of the "privileges" or "immunities" of citizens of any State. So long as those refugees deport themselves as good and loyal citizens, they should be, so far as our laws are operative, left unmolested. But those who bring with them the infection of treason, and who, by words or acts, endeavor to incite treasonable acts, or promote treasonable sentiments in our communities, should

be restrained by proper penalties sufficient to reach and eradicate this evil.

Another important matter affecting the interests of our people, and which grows out of the rebellion, ought to be provided for. The property of our citizens is purchased or seized by officers and soldiers for public use, and either no voucher given, or one which is insufficient to draw the compensation upon. This has sometimes been from the ignorance of the officer employed; sometimes from his wanton neglect; sometimes from unavoidable neglect, in the hurried movements of troops, and often from the corrupt purposes of Quarter-Masters and Assistant Commissaries of Subsistence, who seek thereby to pocket the proceeds of our substance. These are evils incident to a state of war, but ought to be provided for, so as ultimately to secure that which is due to the citizen. In most instances, it is not possible to obtain, at this time, vouchers such as required by the Army Regulations. It is not right that the citizen should suffer loss for the default, accident, or negligence of those acting under federal authority.

It is recommended, therefore, that you provide, by law, some simple but reliable mode of perpetuating the evidence of such claims for indemnity, so that the State authorities, or the individual, can lay them before Congress for redress. This might properly be extended to perpetuate the evidence not only of losses by federal soldiers, but property destroyed or taken by confederates—the evidence always distinguishing the manner, extent of loss, and when and by whom or whose authority taken or destroyed. This will secure, at least, the foundation upon which to appeal for ultimate justice. These evidences might be forwarded to the Quarter-Master General of the State, and preserved by him, to be laid before the proper federal authorities.

Custom, by long established precedent, has made it necessary that I should advert to our federal relations, and those subjects of general and national interest which absorb the attention of the day. It would perhaps be better otherwise; but, as we cannot ignore, we should not shun all proper responsibility.

Our federal relations are at this time of the most amicable and kindly character. Though differing in opinion as to some of the measures of the administration, yet that difference has not degenerated into hostility to the government The right to differ is a free and unquestionable right. Yet we have not, and should not, make that difference an excuse for relaxing our efforts to sustain the government and suppress the rebellion. We think our views right; they who pursue

the controlling policy think theirs right. We agree in the object to be promoted, but differ as to the means. The object which we hold in common—the preservation of the Union and perpetuation of our nationality—being immeasurably higher than any means which can or may be employed for its accomplishment, secures our patriotism from being swayed or jostled from its center by any subordinate consideration.

The source of irritation which has been the hobby of the secessionists, and the point most tender to the touch in Union men—the negro—will, I trust and believe, not become a matter of aggression or dispute between us and the Federal Government. I have every reason to feel assured that this subject will be left wholly to the disposition of the people of Kentucky, without any interference by the federal authorities. The loyalty of Kentucky is the guardian angel which walks with her people through the fiery furnace of the rebellion, and preserves their garments from the smell of fire.

We have no cause of complaint against the Federal Government. Our rights as a State, and our prejudices as a people, have been respected by the administration. Our difference is not as to the acts bearing directly upon us as a State, but the policy adopted in reference to the rebellious States and people. We cannot, therefore, as a loyal people, make this difference—as to the policy pursued by the administration towards those whose treason and rebellion have brought upon us all our trouble—an excuse for a *quasi* hostility to the government, by making a factious war upon those through whom alone we can act for its preservation. We think, and most earnestly, that it is better to use none but the white man to fight our battles; but shall we, upon this opinion, refuse to defend our greatest interests, because a negro is called or forced to help us? To do so would be to substitute passion for reason, prejudice for judgment, and vain pride for patriotism. We confess a stronger affection for the white man than for the black, and believe this government was made for the white man; that he ought to maintain and defend it. And we further believe that the large amounts expended to feed and support "contrabands," would be much more judiciously and charitably expended in supporting the suffering widows and orphans left by our brave and gallant volunteers, who have fallen in camp and field.

But while so feeling and believing, we should not forget, that above all opinions, feelings, and prejudices the duty of preserving the government of our fathers—the price of their blood—rises in sublime and

towering majesty, far above the approach of any such considerations. Our duty is to defend our government. The errors of others cannot absolve us from that duty. We should not, for waring opinions, make war upon the government. How much soever we may differ with those conducting the administration, upon measures adopted in reference to rebellious people and States, while passing through the terrible ordeal of rebellion; and how much soever we may deprecate that policy, or believe a different policy would be better calculated to suppress the rebellion, yet this difference should not, as it will not, make us swerve from the pathway of duty and fidelity to our government, nor will we shrink from meeting the responsibilities which a true patriotism imposes.

No people were ever so blessed with unlimited freedom, unalloyed happiness, and boundless prosperity as ours. Our nationality, as the sun of Heaven, lighted our pathway throughout the globe. Wherever our stars floated, our stripes waved, and our eagle soared, the majesty of our government was recognized, the rights of its citizens were respected, and the blessings of the oppressed, and the fears of the oppressor, paid the homage of love and fear to the nation of "many in one." Wicked fanaticism and vicious ambition have combined to overthrow that freedom, destroy that happiness, break that prosperity, and darken the hopes and prospects of the future to us.

The vicious ambition of the Southern men, and the biggoted fanaticism of men of the North, in giving and accepting a sectional quarrel about a local institution, have forced upon us the most groundless, cruel, wicked inexcusable warfare, that ever afflicted any people of the earth. The slave had no more necessary connection with this rebellion than the horse or any other species of property. But ambitious men of the South, who first sought to create a sectional division upon the tariff, in order to build up a government based upon the aristocracy of the slave owner, having been foiled by the incorruptible patriotism and indomitable will of Andrew Jackson, next gave and accepted a sectional quarrel about the slave, with the fanaticism of the North, which deepens in its affections as its object darkens in complexion.

Slavery being local, cannot be the subject of national action. Yet being confined within certain contiguous States, and excluded from others, it could be made to subserve the purposes of arousing sectional bitterness, animosities, and prejudices, being the only property of local and sectional limits. Thus the vicious ambition of the South

ern Secessionists, co-operating with Northern fanaticism, has forced an issue which involves the life of free government.

The blinded ambition and obduracy of the Southern Secessionists persistently thrust forward the slave as the object of strife, although the administration, and the ruling powers, for more than one year, waved it aside and refused to accept the issue. At length the issue was accepted as to the rebellious States and parts of States, and the madmen of the South now realize the fearful madness and folly that controlled them. On the other hand, the Northern accomplices in this work of destruction, appropriate this ill-advised issue as the work of their patriotism. They gloat over the miseries and sufferings of the South as if they were avenging angels. They thank God that they are not as their Southern brethren, and swell with the magnitude of their charities, as they devote the property of others to sacrifice.

The issue thus forced, and for which these two extremists and co-workers of evil are responsible, has nevertheless struck a serious, if not a fatal blow, at the institution in the rebellious States. It may languish for years in painful and uncertain being in those rebellious States, or may, if the war is not soon brought to a termination, perish in the convulsions of the rebellion.

It is not the fault of the loyal Kentuckians, that these evils have befallen, and these dangers environ, an institution in which our own interests participate. Holding, as we do, that the people alone are sovereign, and that the Federal Government represents the united sovereignty of the people for national purposes, and that the State Governments represent their sovereignty within the limits of the State and for local purposes, we feel the more keenly the wrong inflicted upon us by those denying the foundation theory of our government, and who make war upon its perpetuity—the one asserting the supremacy of State rights; the other ignoring—the rights of the people within State limits. By the fiat of the sovereign people, the National Government exists; by the same fiat State Governments exist, and each is limited to its own sphere of action. Southern ambition strikes at the national sovereignty of the people, and Northern fanaticism at the sovereignty which, by national fiat, is reserved to them within the States. Each would form a new and different government. *The truly loyal man is struggling to maintain a government—not to make one.* The government we have is better than any which has ever preceded it, and superior to any suggested by revolutionists. The secessionist, who would destroy the government by force, and the fanatic who would

destroy by innovation, are alike the enemies of our government. The soldier who bares his bosom to the storm of war, does so under the conviction that he fights to *maintain the government which blessed his fathers and sheltered his youth.* The rebel fights to break up the government. The purpose of the fanatic is the same as the rebel—to make a new, a different, government than the one for which our fathers toiled and bled, and to maintain which our own brave sons now offer up their lives a willing and glorious sacrifice. Each is the common enemy of those who adhere to the Constitutional Union, formed by the wise men of the revolution.

Kentucky, with steadfast faith and invincible loyalty, has constantly adhered to the true line of duty, bringing all her mental, moral, and physical forces to bear against rebellion; and with calm judgment, and unwavering patriotism, with equal fidelity opposing the innovations of fanaticism which undermines our constitutional security and unity.

The Union is indespensable to us, and we are indespensable to the Union. We cannot, therefore, separate, but must preserve our unity which gives us our nationality. Neither the preservation, nor the destruction of slavery is essential to our State or National existence. The State and the Nation can exist with or without slavery. The Government was not formed for the *purpose* of preserving or destroying it, but to perpetuate to latest time the blessings of free government to the Anglo-American. It is not, therefore, opposition to slavery which constitutes the danger to free government, nor the advocacy of it. But the danger lies in the effort of those who would make the life of the government subordinate to the status of the negro. It is as revolutionary and disloyal to subordinate the government to the question of his freedom, as to the question of his enslavement. True loyalty subordinates all these questions to the preservation of the Government. Our security to-day is because the people of Kentucky, despite leaders and politicians, have all the while been right. They have never lost sight of the paramount object of maintaining our government, and preserving our nationality. Time-servers, and those who court present applause, have never yet kept apace with the loyalty of Kentucky. Fortunately for the good of our people, and the cause of liberty, all such have fallen so far behind, that they are estimated as stragglers and deserters from the true patriotism. It is a proud satisfaction to the truly loyal, to know that we have steadily, and with living faith, and indestructible loyalty, pursued the lead of patriotism, defending our faith with fearless argument, and our loyalty with dauntless deeds, while

assailed by persecuting foes, and distrusted and abused by those who should be our friends.

I cannot close this communication withont calling your attention to a subject which has drawn largely upon my sympathies and sense of gratitude and duty. Many of our noble sons have fallen in our conflict with rebellion. Many have left widows and orphans in destitute condition. Winter is upon us, and they must suffer unless timely provision be made for them. The poor men of our country have made the first and greatest sacrifices in defense of our birthrignt of free government. Those districts least blessed with worldly goods, have opened up the richest mines of devoted patriotism. The poor man has given his all—his life—for our security. Shall his widow and orphan children suffer? Our gratitude and duty alike forbid it. Can you not, in your wisdom, devise the plan by which a bounty of fifty or more dollars can be paid to the destitute and needy widows and orphans of our deceased soldiers? It has occurred to me, and I suggest it for your consideration, that a capitation tax of ten cents to twenty cents levied upon each male, over eighteen years of age, in the State—exempting the soldier in the field and the disabled soldier at home—would constitute an ample fund for the relief of the destitute and needy widows and orphans of our gallant dead, and meet our debt of gratitude and duty. This fund should be entitled "bounty fund of the soldier's widow and orphan." To meet the present demand for relief, you could appropriate, out of your abundant treasury, to be reimbursed from the fund so raised in the revenues of the coming year. The small sum levied upon each poll, can oppress no one, and will create a fund for the bestowment of great benefits, and for the partial payment of our immense debt of gratitude. Leaving the manner of raising a fund for this purpose entirely to your wise and patriotic consideration and judgment, I most earnestly recommend that some efficient mode of prompt relief be adopted.

Be assured, gentlemen, that whatsoever you may adopt to promote the peace, secure the harmony, increase the security, advance the prosperity, protect the rights, guard the liberties, strengthen our defenses or fortify our consitutional guarantees of liberty, will meet with my hearty approval and co-operation.

Having been blessed by a kind Providence, beyond the measure of other peoples, we should, in this our day of affliction and chastisement, remember that the hand that smites is but to bless, and that our

humiliation is only the beginning of our exaltation to a higher and nobler career in the grand march of nations.

In the darkest hour of our struggle no shadow of doubt has ever obscured my faith, that He who notes the fall of the sparrow, and numbers the hairs of our heads, will guide us safely through our tribulations, and not permit us to perish as a nation. Our mission is not ended, our race not yet completed. We have centuries of greatness and ages of grand progression as a government lying before us. Our unity, nationality, and liberty, being the constituted inheritance of our people, will be contemporaneous with coming years, to bless the races of man.

To Him who holds, at His will, the destinies of our government and people—to build or to destroy—I commend you; and to your wise and patriotic counsels commit the interest of our Commonwealth.

THO. E. BRAMLETTE.

Mr. McHenry moved the following resolution, viz:

Resolved, That the rules which governed the deliberations of the Senate at its last session, be and they are hereby adopted for the government of this Senate, until otherwise altered or amended, and that the Public Printer print 150 copies thereof for the use of the Senate.

Which was adopted.

Mr. Cook moved the following resolution, viz:

Resolved, That the reporters of the several newspapers of this Commonwealth be admitted to seats within the bar of the Senate, for the purpose of reporting the proceedings of this body.

Which was adopted.

Mr. Fisk moved the following resolution, viz:

Resolved, That the Speaker be requested to invite the clergymen of this city to open the Senate daily with prayer.

Which was adopted.

Mr. Alexander moved the following resolution, viz:

Resolved, That J. W. Pruett, Jr., and Sanford Goins, be and are hereby appointed pages of the Senate.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Fisk—1. A bill to amend the charter of the city of Covington.

On motion of Mr. Grainger—2. A bill to change the name of the Merchants' Bank.

On motion of Mr. Botts—3. A bill to incorporate the Flemingsburg and Upper Fox Spring turnpike road company.

On motion of Mr. Alexander—4. A bill to legalize the holding of the November term, 1863, of the Russell Circuit Court.

On motion of Mr. Bush—4. A bill for the benefit of James M. Haggard, John C. Acton, and Wm. Jones, of Clarke county.

On motion of Mr. Anthony—6. A bill in relation to the importation of slaves into this Commonwealth.

On motion of Mr. Fisk—7. A bill for the benefit of the county of Kenton.

Messrs. Fisk, Alexander, and Bush, were required to prepare and bring in the 1st; Messrs. Grainger, Wright, and Cook, the 2d; Messrs. Botts, Marshall, and J. D. Landrum, the 3d; Messrs. Alexander, Grover, and Fisk, the 4th; Messrs. Bush, Fisk, and Botts, the 5th; Messrs. Fisk, Bush, and Alexander, the 7th, and the committee on Revised Statutes was directed to prepare and bring in the 6th.

And then the Senate adjourned.

TUESDAY DECEMBER 8, 1863.

Mr. John A. Prall, from the Twenty-Eighth Senatorial District, and Mr. Gibson Mallory, from the Thirty-Seventh Senatorial District, appeared, produced certificates of their election, and took the oaths required by the constitution of the United States, and the constitution and laws of this State.

Mr. John K. Goodloe, a member of the Senate from the Twentieth Senatorial District; Mr. W. B. Read, a member from the Fourteenth Senatorial District; Mr. W. C. Grier, a member from the Thirty-Second Senatorial District; Mr. James F. Robinson, a member from the Twenty-Seventh Senatorial District; Mr. C. T. Worthington, a member from the Fifteenth Senatorial District, and Mr. M. P. Buster, a member from the Seventeenth Senatorial District, appeared and took their seats.

Mr. Goodloe from a select committee, reported

A bill for the benefit of the Woodford Female College, authorizing the sale of the property thereof, both real and personal.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with and the same being engrossed

Resolved, That said bill do pass and that the title thereof be as aforesaid.

Mr. Fisk offered a joint resolution.

Mr. Bush moved that the rule of the Senate requiring a joint resolution to lie one day on the table, be dispensed with,

And the question being taken thereon it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McHenry and Wright, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	J. R. Duncan,	M. P. Marshall,
Wm. S. Botts,	John F. Fisk,	John Power,
B. H. Bristow,	John K. Goodloe,	John A. Prall,
James H. G. Bush,	Wm. H. Grainger,	Geo. C. Riffe,
W. T. Chiles,	Wm. C. Grier,	Wm. Sampson,
F. L. Cleveland,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	C. T. Worthington—23.
M. J. Cook,	J. D. Landrum,	

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	Henry D. McHenry,
Wm. Anthony,	Asa P. Grover,	Wm. B. Read,
John B. Bruner,	Gibson Mallory,	George Wright—10.
Richard H. Field,		

The resolution was then taken up and read as follows, viz:

Whereas, The President of the United States having, under date of December 7th, 1863, issued a proclamation requesting "all loyal people to assemble at their respective places of worship and render special homage and gratitude to Almighty God" for the great blessing conferred upon the Nation, and especially upon the noble, heroic, loyal people of East Tennessee, in their rescue from the tyranny of the rebel rulers, placing them again with us, under the protection of the Government of the United States. Therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That no legislative business shall be done on this day, but that both Houses do now adjourn, to meet at two o'clock, in the Hall of the House of Representatives, to render devout thanksgiving to Almighty God, for the deliverance of East Tennessee, and all the manifold blessings that He has poured out upon this Nation.

On motion of Mr. Alexander—4. A bill to legalize the holding of the November term, 1863, of the Russell Circuit Court.

On motion of Mr. Bush—4. A bill for the benefit of James M. Haggard, John C. Acton, and Wm. Jones, of Clarke county.

On motion of Mr. Anthony—6. A bill in relation to the importation of slaves into this Commonwealth.

On motion of Mr. Fisk—7. A bill for the benefit of the county of Kenton.

Messrs. Fisk, Alexander, and Bush, were required to prepare and bring in the 1st; Messrs. Grainger, Wright, and Cook, the 2d; Messrs. Botts, Marshall, and J. D. Landrum, the 3d; Messrs. Alexander, Grover, and Fisk, the 4th; Messrs. Bush, Fisk, and Botts, the 5th; Messrs. Fisk, Bush, and Alexander, the 7th, and the committee on Revised Statutes was directed to prepare and bring in the 6th.

And then the Senate adjourned.

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Mr. John K. Goodloe, a member of the Senate from the Twentieth Senatorial District; Mr. W. B. Read, a member from the Fourteenth Senatorial District; Mr. W. C. Grier, a member from the Thirty-Second Senatorial District; Mr. James F. Robinson, a member from the Twenty-Seventh Senatorial District; Mr. C. T. Worthington, a member from the Fifteenth Senatorial District, and Mr. M. P. Buster, a member from the Seventeenth Senatorial District, appeared and took their seats.

Mr. Goodloe from a select committee, reported

A bill for the benefit of the Woodford Female College, authorizing the sale of the property thereof, both real and personal.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with and the same being engrossed

Resolved, That said bill do pass and that the title thereof be as aforesaid.

Mr. Fisk offered a joint resolution.

Mr. Bush moved that the rule of the Senate requiring a joint resolution to lie one day on the table, be dispensed with,

And the question being taken thereon it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. McHenry and Wright, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	J. R. Duncan,	M. P. Marshall,
Wm. S. Botts,	John F. Fisk,	John Power,
B. H. Bristow,	John K. Goodloe,	John A. Prall,
James H. G. Bush,	Wm. H. Grainger,	Geo. C. Riffe,
W. T. Chiles,	Wm. C. Grier,	Wm. Sampson,
F. L. Cleveland,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	C. T. Worthington—23.
M. J. Cook,	J. D. Landrum,	

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	Henry D. McHenry,
Wm. Anthony,	Asa P. Grover,	Wm. B. Read,
John B. Bruner,	Gibson Mallory,	George Wright—10.
Richard H. Field,		

The resolution was then taken up and read as follows, viz:

Whereas, The President of the United States having, under date of December 7th, 1863, issued a proclamation requesting "all loyal people to assemble at their respective places of worship and render special homage and gratitude to Almighty God" for the great blessing conferred upon the Nation, and especially upon the noble, heroic, loyal people of East Tennessee, in their rescue from the tyranny of the rebel rulers, placing them again with us, under the protection of the Government of the United States. Therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That no legislative business shall be done on this day, but that both Houses do now adjourn, to meet at two o'clock, in the Hall of the House of Representatives, to render devout thanksgiving to Almighty God, for the deliverance of East Tennessee, and all the manifold blessings that He has poured out upon this Nation.

Resolved, That the Speakers of the Senate and House of Representatives are requested to invite some clergyman, who is loyal in heart, tongue, and act, to officiate upon the occasion.

Mr. Mallory moved the following as a substitute for the resolution offered by Mr. Fisk:

Understanding the President's proclamation to be a request that we give thanks for recent Federal victories in East Tennessee, we, the Senate of Kentucky, adjourn until to-morrow at the usual hour.

And the question being taken thereon it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H Field,	M. P. Marshall,
Wm. Anthony,	W. W. Gardner,	H. D. McHenry,
Wm. S. Botts,	Wm. H. Grainger,	Geo. C. Riffe,
John B Bruner,	Asa P. Grover,	Jas. F. Robinson,
M. P. Buster,	T. W. Hammond,	Wm. Sampson,
F. L. Cleveland,	Gibson Mallory,	C. T. Worthington—19.
J. R. Duncan,		

Those who voted in the negative, were—

N. R. Black,	John F. Fisk,	John Power,
B. H. Bristow,	John K. Goodloe,	John A Prall,
Jas. H. G. Bush,	W. C. Grier,	Wm B Read,
W. T. Chiles,	John J. Landram,	Ben. Spaulding,
Harrison Cockrill,	J. D. Landrum,	Geo. Wright—16.
M. J. Cook,		

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.

And then the Senate adjourned.

WEDNESDAY, DECEMBER 9, 1863.

Mr. R. T. Baker, from the Twenty-Fifth Senatorial District, appeared and took his seat.

A message was received from the House of Representatives, announcing that they had adopted a resolution to provide for raising a banner in front of the State Capitol.

The Speaker announced the following standing committees, viz:

On Agriculture and Manufactures—Messrs. G. Mallory, R. H. Field, M. P. Buster, T. W. Hammond, and W. C. Grier.

On Circuit Courts—Messrs. Henry D. McHenry, R. H. Field, W. C. Whitaker, W. Anthony, and M. P. Marshall.

On Codes of Practice—Messrs. R. H. Field, W. Anthony, Jas. H. G. Bush, Wm. Sampson, and T. T. Alexander.

On County Courts——Messrs. T. T. Alexander, R. T. Baker, Harrison Cockrill, Asa P. Grover, and J. J. Landram.

On Court of Appeals—Messrs. J. H. G. Bush, W. Anthony, F. L. Cleveland, W. S. Botts, and W. B. Read.

On Education—Messrs. J. B. Bruner, Asa P. Grover, J. D. Landrum, G. C. Riffe, and George Wright.

On Executive Affairs—Messrs. W. W. Gardner, W. B. Read, W. H. Grainger, John A Prall, and W. C. Grier.

On Federal Relations—Messrs. John A. Prall, M. P. Marshall, James F. Robinson, W. Anthony, and B. H. Bristow.

On Finance—Messrs. W. S. Botts, C. T. Worthington, T. T. Alexander, J. K. Goodloe, and A. P. Grover.

On Geological Survey—Messrs. M. P. Buster, T. T. Garrard, W. C. Grier, G. Wright, and W. W. Gardner.

On Internal Improvement—Messrs. R. T. Baker, C. T. Worthington, H. Cockrill, John Power, and J. R. Duncan.

On Judiciary—Messrs. J. F. Robinson, John F. Fisk, J. K. Goodloe, W. B. Read, H. D. McHenry, and Wm. Sampson.

On Military Affairs—Messrs. B. H. Bristow, J. J. Landram, John K. Goodloe, H. D. McHenry, W. B. Read, and W. C. Whitaker.

On Penitentiary—A. P. Grover, C. T. Worthington, W. H. Grainger, W. T. Chiles, and G. C. Riffe.

On Privileges and Elections—Messrs. B. Spalding, T. W. Hammond, M. P. Buster, N. R. Black, and J. J. Landram.

On Propositions and Grievances—Messrs. J. K. Goodloe, W. C. Grier, C. T. Worthington, G. Mallory, and W. T. Chiles.

On Public Buildings—Messrs. W. C. Grier, M. J. Cook, J. R. Duncan, John Power, and W. T. Chiles.

On Religion—Messrs. Geo. C. Riffe, T. T. Alexander, J. B. Bruner, T. W. Hammond, and W. W. Gardner.

On Revised Statutes—Messrs. J. F. Fisk, W. Anthony, J. H. G. Bush, J. B. Bruner, and Wm. Sampson.

On Sinking Fund—Messrs. C. T. Worthington, F. L. Cleveland, N. R. Black, J. D. Landrum, and W. H. Grainger.

JOINT COMMITTEES.

On Banks—Messrs. F. L. Cleveland, and W. H. Grainger.

On Enrollments—Messrs. M. J. Cook, Geo. Wright, and W. W. Gardner.

On the Library—Messrs. J. J. Landram, and John Power.

On Public Offices—Messrs. W. Anthony, and C. T. Worthington.

On motion of Mr. Alexander—

Ordered, That the Public Printer print the usual number of copies of said committees.

Mr. McHenry presented the petition of Wm. H. Potts, of Ohio county, in relation to the purchase of a slave sold by the State as a runaway.

Which was received, the reading dispensed with, and referred to the committee on the Judiciary.

The Senate then took up for consideration, a bill to amend the charter of the city of Covington.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the select committees, viz:

By Mr. Alexander—

A bill to legalize the proceedings of the November term, 1863, of the Russell circuit court.

By Mr. Botts—

A bill to incorporate the Flemingsburg and Upper Fox Spring turnpike road company.

By Mr. Grainger—

A bill to change the name of the Merchants' Deposit Bank.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Page, Assistant Secretary of State.

Said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
Frankfort, *December* 8, 1863.

Gentlemen of the Senate:

I nominate for your advice and consent, E. L. Van Winkle, Secretary of State. S. G. Suddarth, Quarter-Master General. John Boyle, Adjutant General. Wm. T. Scott, Pay Master General. J. A. Scott, Surgeon General. J. G. Turk, Assistant Surgeon General. D. W. Lindsey, Inspector General. They having been commissioned as such since the adjournment of the last General Assembly.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

A message was received from the House of Representatives, announcing that they had passed a bill which originated in the Senate, entitled,

An act for the benefit of the Woodford Female College, authorizing the sale of the property thereof, both real and personal.

And that they had adopted a resolution to provide for raising a banner in front of the State Capitol.

Leave was given to bring in the following bills, viz:

On motion of Mr. Grover—1. A bill to amend the penal code, making the embezzlement of public money by any officer a felony.

On motion of Mr. McHenry—2. A bill to empower the Ohio county court to levy an additional tax, and issue bonds to erect a new court house.

On motion of Mr. Mallory—3. A bill to amend the charter of the Louisville and Nashville railroad company.

On motion of Mr. Cleveland—4. A bill for the benefit of Jos. Doniphan, late presiding judge of Bracken county court.

On motion of Mr. Mallory—5. A bill to cancel certain bonds payable to the Commonwealth, given as the purchase price of runaway slaves.

On motion of Mr. Sampson—6. A bill to regulate the duties of notaries public.

On motion of same—7. A bill for the benefit of the clerk of the Barren county court.

On motion of Mr. Cleveland—8. A bill to amend the laws regulating the fees of county court clerks.

On motion of same—9. A bill to amend an act approved February 15, 1858, entitled, an act to establish a uniform weight of coal.

On motion of Mr. J. D. Landrum—10. A bill to raise a State force to protect the citizens of southern and south-west Kentucky from guerrilla raids.

On motion of Mr. Read—11. A bill to regulate the docketing of equity causes for trial in the circuit and chancery courts.

On motion of Mr. Spalding—12. A bill to provide for the removal of the seat of Government from Frankfort to Louisville.

The committee on the Judiciary was directed to prepare and bring in the 1st, 2d, 3d, 5th, and 6th; the committee on County Courts the 4th and 8th; the committee on Revised Statutes the 9th; the committee on Military Affairs the 10th; the committee on the Codes of Practice the 11th; the committee on Public Buildings the 12th, and Messrs. Sampson, Alexander and Duncan were requested to prepare and bring in the 7th.

Mr. McHenry moved the following resolutions, viz:

Resolved, That so much of the Governor's Message as refers to the finances of the State, and the increase of the salaries of the public officers, be referred to the committee on Finance.

Resolved, That so much as refers to the Sinking Fund, be referred to the committee on the Sinking Fund.

Resolved, That so much as refers to common schools, be referred to the committee on Education.

Resolved, That so much as refers to our federal relations, be referred to the committee on Federal Relations.

Resolved, That so much as refers to the State Agricultural Society be referred to the committee on Agriculture and Manufactures.

Resolved, That so much as refers to the organization of the militia be referred to the committee on Military Affairs.

Resolved, That so much as refers to internal Improvement, be referred to the committee on Internal Improvement.

Resolved, That so much as refers to raising a fund for the relief of the widows of deceased soldiers, be referred to the committee on the Judiciary.

Resolved, That so much as refers to the banks, be referred to the committee on Banks.

Resolved, That so much as refers to the frauds upon the Treasury be referred to the committee on the Revised Statutes.

Which were adopted.

Mr. Sampson moved the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to inquire what legislation, if any, is necessary to supply the loss of records and papers where they have been destroyed; and report by bill or otherwise.

Which was adopted.

Mr. J. J. Landram moved the following resolution, viz:

Resolved, That hereafter the Senate will meet each day at 10 o'clock A. M., and adjourn at 1½ o'clock, P. M.

Which was adopted.

Mr. Cook moved the following resolution, viz:

Whereas, The federal forces now occupy East Tennessee, and can maintain their position against any military force likely to be brought against them, and are in no danger of being compelled, at any future time, to fall back, unless that necessity should be created on account of the inadequate means of conveying supplies to that locality; and whereas, the permanent occupation of East Tennessee is necessary to the protection of Kentucky from invasion and raids; and as we regard the existing means of transportation as wholly inadequate—be it therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives be requested to use their influence to procure the construction of a military railroad from the interior of Kentucky to the Tennessee line, at some point above the falls of the Cumberland river.

Resolved, That a copy of these resolutions be forwarded to our Senators and Representatives in Congress.

The rule of the Senate having been dispensed with, said resolution was taken up and referred to the committee on Internal Improvement.

Mr. Bush offered the following resolution, viz:

Resolved, That the Public Printer furnish each member of the Senate with fifty copies of the Governor's Message properly folded.

Mr. Cleveland moved to amend said resolution, by adding thereto the following:

"And also to place a two cent stamp on each envelope."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John F. Fisk,	John A. Prall—5.
F. L. Cleveland,	Gibson Mallory,	

Those who voted in the negative, were—

Wm. Anthony,	J. R. Duncan,	M. P. Marshall,
R. T. Baker,	Richard H. Field,	Henry D McHenry,
N. R. Black,	W. W. Gardner,	John Power,
Wm. S. Botts,	John K. Goodloe,	Wm. B. Read,
B. H. Bristow,	Wm. H. Grainger,	Geo. C. Riffe,
John B. Bruner,	Wm. C. Grier,	Jas. F. Robinson,
Jas. H. G. Bush,	Asa P. Grover,	Wm. Sampson,
M P. Buster,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—31.
M. J. Cook,		

Mr. Read moved to amend the resolution offered by Mr. Bush, as follows, viz:

Strike out "fifty," and insert in lieu thereof "twenty-five."

On motion of Mr. Read—11. A bill to regulate the docketing of equity causes for trial in the circuit and chancery courts.

On motion of Mr. Spalding—12. A bill to provide for the removal of the seat of Government from Frankfort to Louisville.

The committee on the Judiciary was directed to prepare and bring in the 1st, 2d, 3d, 5th, and 6th; the committee on County Courts the 4th and 8th; the committee on Revised Statutes the 9th; the committee on Military Affairs the 10th; the committee on the Codes of Practice the 11th; the committee on Public Buildings the 12th, and Messrs. Sampson, Alexander and Duncan were requested to prepare and bring in the 7th.

Mr. McHenry moved the following resolutions, viz:

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Resolved, That so much as refers to the Sinking Fund, be referred to the committee on the Sinking Fund.

Resolved, That so much as refers to common schools, be referred to the committee on Education.

Resolved, That so much as refers to our federal relations, be referred to the committee on Federal Relations.

Resolved, That so much as refers to the State Agricultural Society, be referred to the committee on Agriculture and Manufactures.

Resolved, That so much as refers to the organization of the militia, be referred to the committee on Military Affairs.

Resolved, That so much as refers to internal Improvement, be referred to the committee on Internal Improvement.

Resolved, That so much as refers to raising a fund for the relief of the widows of deceased soldiers, be referred to the committee on the Judiciary.

Resolved, That so much as refers to the banks, be referred to the committee on Banks.

Resolved, That so much as refers to the frauds upon the Treasury, be referred to the committee on the Revised Statutes.

Which were adopted.

Mr. Sampson moved the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to inquire what legislation, if any, is necessary to supply the loss of records and papers where they have been destroyed; and report by bill or otherwise.

Which was adopted.

Mr. J. J. Landram moved the following resolution, viz:

Resolved, That hereafter the Senate will meet each day at 10 o'clock, A. M., and adjourn at 1½ o'clock, P. M.

Which was adopted.

Mr. Cook moved the following resolution, viz:

Whereas, The federal forces now occupy East Tennessee, and can maintain their position against any military force likely to be brought against them, and are in no danger of being compelled, at any future time, to fall back, unless that necessity should be created on account of the inadequate means of conveying supplies to that locality; and whereas, the permanent occupation of East Tennessee is necessary to the protection of Kentucky from invasion and raids; and as we regard the existing means of transportation as wholly inadequate—be it therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives be requested to use their influence to procure the construction of a military railroad from the interior of Kentucky to the Tennessee line, at some point above the falls of the Cumberland river.

Resolved, That a copy of these resolutions be forwarded to our Senators and Representatives in Congress.

The rule of the Senate having been dispensed with, said resolution was taken up and referred to the committee on Internal Improvement.

Mr. Bush offered the following resolution, viz:

Resolved, That the Public Printer furnish each member of the Senate with fifty copies of the Governor's Message properly folded.

Mr. Cleveland moved to amend said resolution, by adding thereto the following:

"And also to place a two cent stamp on each envelope."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John F. Fisk,	John A. Prall—5.
F. L. Cleveland,	Gibson Mallory,	

Those who voted in the negative, were—

Wm. Anthony,	J. R. Duncan,	M. P. Marshall,
R. T. Baker,	Richard H. Field,	Henry D McHenry,
N. R. Black,	W. W. Gardner,	John Power,
Wm. S. Botts,	John K. Goodloe,	Wm. B. Read,
B. H. Bristow,	Wm. H. Grainger,	Geo. C. Riffe,
John B. Bruner,	Wm. C. Grier,	Jas. F. Robinson,
Jas. H. G. Bush,	Asa P. Grover,	Wm. Sampson,
M P. Buster,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—31.
M. J. Cook,		

Mr. Read moved to amend the resolution offered by Mr. Bush, as follows, viz:

Strike out "fifty," and insert in lieu thereof "twenty-five."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Read and Bush, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Asa P. Grover,	M. P. Marshall,
W. W. Gardner,	Gibson Mallory,	W. B. Read—7.
John K. Goodloe,		

Those who voted in the negative, were—

T. T. Alexander.	Harrison Cockrill,	J. D. Landrum,
Wm. Anthony,	M. J. Cook,	Henry D. McHenry,
R. T. Baker,	J. R. Duncan,	John Power,
N. R. Black,	Richard H. Field,	John A. Prall,
Wm. S. Botts,	John F. Fisk,	George C. Riffe,
B. H. Bristow,	Wm. H. Grainger,	James F. Robinson,
Jas. H. G. Bush,	Wm C. Grier,	Wm. Sampson,
M. P. Buster,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	John J. Landram,	George Wright—28.
F. L. Clevland,		

Mr. Cockrill moved to amend said resolution as follows, viz:

Strike out "fifty," and insert in lieu thereof "one hundred."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the resolution, and it was decided in the affirmative.

Mr. Bruner moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That they will, by joint ballot, on the 15th day of December, 1863, at 12 o'clock, M., proceed to the election of a United States Senator, to fill the vacancy which will occur by the expiration of the term of Hon. L. W. Powell.

Mr. Bush moved that said resolution be laid upon the table.

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of said resolution and it was decided in the affirmative.

The Senate took up for consideration a resolution from the House of Representatives, entitled,

Resolution to provide for raising a banner in front of the State Capitol.

Which was read af follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Sergeant-at-Arms of the House of Representatives, procure

and caused to be raised in front of the State Capitol a suitable banner, with the stars and stripes, during the sitting of this General Assembly.

And the question being taken on the adoption of said resolution it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Baker, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	M. P. Marshall,
R. T. Baker,	R. H. Field,	H. D. McHenry,
N. R. Black,	John F. Fisk,	John Power,
Wm. S. Botts,	W. W. Gardner,	John A. Prall,
B. H. Bristow,	John K. Goodloe,	Wm. B. Read,
John B. Bruner,	Wm. H. Grainger,	Geo. C. Riffe,
James H. G. Bush,	Wm. C. Grier,	Jas. F. Robinson,
M. P. Buster,	Asa P. Grover,	Wm. Sampson,
W. T. Chiles,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—36.

In the negative, none—

Mr. Bush presented the memorial of Elijah Patrick, contesting the right of John Power to a seat in the present Senate.

Which was received and read.

The Senate then proceeded in pursuance of the provision made in article 7, of the Revised Statutes, to choose the board, for the purpose of determining said contest,

Which resulted in the selection of J. D. Landrum, Ben. Spalding, Gibson Mallory, H. Cockrill, and W. T. Chiles, to whom were referred the papers in the case, the oath required by law having been administered to said board in the presence of the Senate, by the Lieut. Governor, presiding officer of the Senate.

And then the Senate adjourned.

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THURSDAY, DECEMBER 10, 1863.

A message was received from the House of Representatives, announcing that they had passed a bill which originated in the Senate, entitled,

An act to amend the charter of the city of Covington.

The following bills were reported from select committees, viz:

By Mr. Fisk—1. A bill for the benefit of Kenton county.

By Mr. Sampson—2. A bill for the benefit of the clerk of the Barren county court.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Cook from the committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled,

An act for the benefit of the Woodford Female College, authorizing the sale of the property thereof, both real and personal.

And had found the same truly enrolled.

Said bill having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The following bills were reported, viz:

By Mr. McHenry, from the committee on the Judiciary—

A bill to empower the Ohio county court to levy an additional tax, and issue bonds to erect a new court house.

By Mr. Prall, from the committee on Federal Relations—

A bill to encourage the raising of recruits in Bourbon county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that thes title thereof be as aforesaid.

Mr. Goodloe, from the committee on the Judiciary, to whom had been referred leave to bring in,

A bill to amend the charter of the Louisville and Nashville railroad company.

Reported the same.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be placed in the orders of the day.

Mr. Sampson, from the same committee, reported

A bill to regulate the duties of notaries public.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bil being dispensed with,

Resolved, That the Public Printer print one hundred and fifty copies thereof, and that it be recommitted to the committee on the Judiciary.

Mr. Robinson moved to reconsider the vote by which the Senate on yesterday adopted a resolution in relation to the election of United States Senator.

And the question being taken thereon it was decided in the affirmative.

Said resolution was then amended, so as to read the "14th," instead of the "15th."

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	Wm. B. Read,
Wm. Anthony,	Wm. H. Grainger,	Geo. C. Riffe,
R. T. Baker,	Asa P. Grover,	Jas. F. Robinson,
John B. Bruner,	T. W. Hammond,	Wm. Sampson,
M. P. Buster,	Gibson Mallory,	Ben. Spalding,
J. R. Duncan,	M. P. Marshall,	C. T. Worthington,
Richard H. Field,	Henry D McHenry,	George Wright—22.
W. W. Gardner,		

Those who voted in the negative, were—

N. R. Black,	F. L. Cleveland,	John J. Landram,
Wm. S. Botts,	M. J. Cook,	J. D. Landrum,
B. H. Bristow,	John F. Fisk,	John Power,
Jas. H. G. Bush,	Wm. C. Grier,	John A. Prall—13.
W. T. Chiles,		

Mr. Alexander presented the report of Thos. S. Haydon, agent of Auditor.

Which was received, the reading dispensed with, and referred to the committee on Finance.

Leave was given to bring in the following bills, viz:

On motion of Mr. Alexander—1. A bill further to amend the laws of this Commonwealth.

On motion of Mr. Baker—2. A bill for the benefit of Campbell county.

On motion of Mr. Grainger—3. A bill to incorporate the National Union Printing and Publishing House of Louisville, Kentucky.

On motion of Mr. Buster—4. A bill for the benefit of F. Bates, late sheriff of Wayne county, and his sureties.

On motion of Mr. Cleveland—5. A bill for the benefit of W. H. Reynolds, sheriff of Bracken county.

On motion of Mr. Fisk—6. A bill to authorize justice of the peace, notaries public, and county judges to take the acknowledgments of deeds and other writings.

On motion of Mr. Grover—7. A bill for the benefit of Jas. H. Parker, late clerk of the Campbell county court.

The committee on Finance was directed to prepare and bring in the 1st and 4th; the committee on County Courts the 2d and 7th; the committee on the Judiciary the 3d and 6th; Messrs. Cleveland, Baker, and Field, were requested to prepare and bring in the 5th.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms be instructed to furnish the members of the Senate with the usual amount of stationery.

Which was adopted.

Mr. J. J. Landram moved the following joint resolution, viz:

While the people of Kentucky feel sentiments of the highest admiration for all the brave officers and soldiers fighting in the cause of the Union, and for the preservation of the Government of our fathers, wherever their field of operations may be, we entertain a peculiar gratitude for those who have given us the recent victories, under the lead of that gallant and patriotic officer, Gen. U. S. Grant, at Lookout Mountain and Chickamauga, and also those under the immediate com-

mand of the chivalrous Burnside, who have relieved the loyal people of East Tennessee from rebel rule and tyranny, and have also, in a great measure, secured the people of Kentucky from the dire calamity of another rebel invasion—therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That Gen. U. S. Grant and Gen. Ambrose Burnside, together with the brave officers and men under their command, deserve the thanks of Kentucky, and the same is hereby tendered to each and every man of them for their brilliant victories and achievements in said campaign.

On motion, the rule of the Senate requiring joint resolutions to lie on the table one day, was suspended, and said resolution was taken up for consideration.

Ordered, That said resolution be referred to the committee on Federal relations, and that the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly.

And then the Senate adjourned.

FRIDAY, DECEMBER 11, 1863.

A message was received from the House of Representatives, announcing that they had passed a bill and adopted a resolution of the following titles, viz:

An act for the benefit of F. L. Singleton of Mason county.

Resolution for the benefit of Wm. T. Samuels and J. H. Johnson.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Covington.

An act to change the name of the Merchants' Deposit Bank.

And a resolution which originated in the House of Representatives, entitled,

Resolution to provide for raising a banner in front of the State Capitol.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his sig-

nature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that they had performed that duty.

Mr. Sampson, from the committee on the Judiciary, reported

A bill to establish the 15th Judicial District.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be re-committed to the committee on the Judiciary.

Mr. Fisk, from the committee on Revised Statutes, reported

A bill to amend an act, entitled, an act to establish a uniform weight of coal, approved 15th February, 1858.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

Mr. Cleveland, from the committee on the Court of Appeals, reported

A bill for the benefit of Wm. H. Reynolds, late sheriff of Bracken county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill having been dispensed with, and the same being engrossed.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration,

A bill to amend the charter of the Louisville and Nashville railroad company.

Said bill was then amended.

Ordered, That said bill as amended be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Field—1. A bill to provide for transcribing and legalizing certain records of the Bullitt county court.

On motion of Mr. Cook—2. A bill to amend an act, entitled, an act to regulate the management of the Madison Fork of the Wilderness turnpike road, approved February 25, 1860.

On motion of Mr. J. J. Landram—3. A bill to amend section 17, of chapter 84, Revised Statutes, entitled, "Roads and Passways."

On motion of same—4. A bill to furnish a bounty to Volunteers for the Federal service, in this Commonwealth.

On motion of Mr. Alexander—5. A bill to repeal the law authorizing judges of the circuit courts to suspend their courts.

On motion of Mr. Bush—6. A bill to amend section 15, chapter 28, of the Revised Statutes, concerning the restitution of stolen property, &c.

Messrs. Field, Baker, and Cleveland, were requested to prepare and bring in the 1st; Messrs. Cook, Wright, and Grainger, the 2d; the committee on the Revised Statutes was directed to prepare and bring in the 3d and 6th; the committee on Military Affairs the 4th, and the committee on Circuit Courts the 5th.

And then the Senate adjourned.

SATURDAY, DECEMBER 12, 1863.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Flemingsburg and Upper Fox Spring turnpike road company.

An act for the benefit of the clerk of the Barren county court.

That they had adopted resolutions of the following titles, viz:

Resolution in relation to Major General Crittenden.

Resolution in relation to a recess of the General Assembly.

Mr. Fisk presented the petition of Company M, 10th Kentucky Cavalry, asking for bounty, &c.

Mr. Wright presented the petition of John Manning, of Warren county, asking additional compensation for distributing books.

Which were received, the reading dispensed with, and referred, the 1st to the committee on Military Affairs, and the 2d to the committee on Finance.

The following bills were reported, viz:

By Mr. Alexander, from the committee on County Courts—

A bill for the benefit of James H. Parker, late clerk of the Campbell county court.

By same—

A bill for the benefit of Joseph Doniphan, late presiding judge of Bracken county.

By Mr. Bruner, from the committee on Education—

A bill to amend an act to incorporate the German American Association of Owensboro.

By same—

A bill for the benefit of common school district No. 35, in Daviess county.

By Mr. Alexander, from the committee on County Courts—

A bill for the benefit of the Campbell county court.

By Mr. Field, from a select committee—

A bill to provide for transcribing and legalizing certain records of the Bullitt county court.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the committee on the Judiciary, reported

A bill to amend an act concerning runaway slaves, approved March 2, 1863.

Mr. Anthony, from the committee on the Revised Statutes, reported

A bill concerning the importation of slaves into this Commonwealth.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof of each, and that they be placed in the orders of the day.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act to incorporate the Lancaster cemetery company.

Also, a bill entitled,

An act to amend an act to create a soldier's relief fund in Nicholas county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate also took up for consideration a resolution from the House of Representatives, in relation to Major General Crittenden.

Which is as follows, viz:

The fame of its true, brave, and patriotic men, is part of the wealth of a nation. That of patriots which has been tested in battle, is doubly prized by a grateful people. The people of Kentucky are grateful; they honor and love their gallant sons, who, in this terrible civil war, have been found struggling to maintain the nationality of the Government of the United States, and the ancient renown of the Commonwealth. In the list of their living worthies, prominent among all, is the name of Thomas Leonidas Crittenden. His unshadowed patriotism, his modesty, and his courage have been signalized from the beginning of this rebellion; while his fitness for military command, and his dauntless courage, were conspicuous and eminently recognized at Shiloh, Stone river, and many other battle fields.

This legislature has heard that he has been relieved of his command, and ordered to report to a military court, for the examination of his conduct at Chickamauga. No such court has been convened, and none, so far as they have learned, has yet been ordered. They have no doubt that the result of a fair investigation will not only exonerate him from all censure, but brighten his fame. The soldiers of Kentucky in the field urge his return, and common justice demands his trial.

Be it therefore resolved by the General Assembly of the Commonwealth of Kentucky, That the President of the United States be, and is, hereby requested to convene a court for the investigation of the conduct of Major General Crittenden, at the earliest possible day.

And the question being taken on the adoption thereof it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Buster, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	M. P. Marshall,
R. T. Baker,	Richard H Field,	H. D. McHenry,
N. R. Black,	John F. Fisk,	John Power,
Wm. S. Botts,	W. W. Gardner,	John A. Prall,
John B Bruner,	Wm. H. Grainger,	Wm. B. Read,
Jas. H. G. Bush,	W. C. Grier,	Geo. C. Riffe,
M. P. Buster,	Asa P. Grover,	Wm. Sampson,
W. T. Chiles,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	Geo. Wright—33.

In the negative, none—

They also took up for consideration a resolution from the House of Representatives, providing for a recess of the General Assembly, which is as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when both Houses adjourn on Tuesday the 22d inst., they adjourn to meet on Tuesday the 5th day of January, 1864.

And the question being taken on the adoption thereof, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John F. Fisk,	John Power,
R. T. Baker,	W. W. Gardner,	John A. Prall,
Wm. S. Botts,	Wm. H. Grainger,	W. B. Read,
Jas. H. G. Bush,	Wm. C. Grier,	George C. Riffe,
F. L. Cleveland,	Asa P. Grover,	Wm. Sampson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding,
M. J. Cook,	Gibson Mallory,	C. T. Worthington—23.
Richard H. Field,	M. P. Marshall,	

Those who voted in the negative, were—

Wm. Anthony,	W. T. Chiles,	J. D. Landrum,
N. R. Black,	J. R. Duncan,	Henry D. McHenry,
John B. Bruner,	T. W. Hammond,	George Wright—10.
M. P. Buster,		

On motion of Mr. Cleveland, indefinite leave of absence was granted to Mr. Read.

Mr. Worthington presented to the Senate the report of the Deaf and Dumb Asylum at Danville.

[*For Report—see Legislative Documents.*]

Ordered, That the Public Printer print five hundred copies thereo for the use of the General Assembly.

Mr. Wright moved the following joint resolution, viz:

Whereas, the Federal forces in their march through Kentucky, have committed many depredations upon the property of loyal citizens, and, in many cases, where vouchers were given that were informal, or otherwise insufficient to enable the holder to draw the money from either the Quarter-Master or Commissary's department; and, whereas, there is, by law, a court of claims created for the decision of said claims; and, whereas, there is no legal way of filing proof of said claims—therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators be instructed, and our Representatives in Congress be requested to use their influence to have commissioners appointed to take proof of the legality of said claims against the Government of the United States, and that said commissioners be required to give notice of the time and places they will attend, for the above named purpose, and that a sufficient number shall be appointed to facilitate the settlement of the claims of the loyal citizens of Kentucky.

Resolved, That a copy of these resolutions be forwarded to each of our Senators and Representatives in Congress.

The rule of the Senate being dispensed with, said resolutions were taken up twice read and adopted.

Mr. Cleveland moved the following joint resolution, viz:

Whereas, the constitution of this State provides that the sessions of the General Assembly shall not continue beyond sixty days unless extended by a two-thirds vote of both houses; and whereas, it may become necessary for the present session to continue for a greater length of time—therefore be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session is extended beyond sixty days, and until such time as it may adjourn *sine die*.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of the Woodford Female College, authorizing the sale of the property thereof, both real and personal.

An act to amend the charter of the city of Covington.

An act to change the name of the Merchants' Deposit Bank.

Leave was given to bing in the following bills, viz:

On motion of Mr. Grover—1. A bill for the benefit of the executors of R. R. Revill deceased.

On motion of Mr. Sampson—2. A bill to amend article 5, chapter 4, Revised Statutes, title, "Attorneys."

On motion of Mr. Prall—3. A bill to regulate the fees of circuit court clerks.

On motion of same—4. A bill to authorizing the closing of public offices on certain days.

On motion of same—5. A bill to amend article 17, of chapter 38, of the Revised Statutes.

On motion of same—6. A bill to amend article 7, of chapter 38, of the Revised Statutes.

On motion of Mr. J. D. Landrum—7. A bill for the benefit of T. J. Puryear, sheriff of Graves county.

On motion of same—8. A bill for the benefit of the sheriffs an constables of Graves county.

On motion of Mr. Riffe—9. A bill to amend the charter of the Hustonville and Coffey's Mill turnpike road company.

On motion of Mr. Alexander—10. A bill to amend section 221 of the Civil Code of Practice.

On motion of Mr. Cleveland—11. A bill for the benefit of school district No. —, in Bracken county.

On motion of Mr. Mallory—12. A bill to locate the State Agricultural College.

On motion of Mr. Chiles—13. A bill for the benefit of common school district No. 5, in Marshall county.

On motion of same—14. A bill to prevent rebel sympathizers from voting or holding office in this Commonwealth.

On motion of Mr. Gardner—15. A bill for the benefit of George Parker, sheriff of Union county.

On motion of Mr. Fisk—16. A bill to amend section 27, chapter 24, Revised Statutes.

The committee on County Courts was directed to prepare and bring in the 1st; the committee on Revised Statutes the 2d, 5th, 6th, and 16th; the committee on Circuit Courts the 3d; the committee on the Judiciary the 4th, 8th, and 14th; the committee on Finance the 7th and 15th; the committee on Internal Improvement the 9th; the committee on the Code of Practice the 10th; the committee on Education the 11th and 13th, and the committee on Agriculture and Manufactures the 12th.

And then the Senate adjourned.

MONDAY DECEMBER 14, 1863.

A message was received from the House of Representatives, announcing that they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of Adolphus L. Reid, sheriff of Greenup county.

2. An act for the benefit of P. Palmer, late sheriff of Marshall county.

3. An act for the benefit of Richard Board, clerk of the Mercer circuit court.

4. An act for the benefit of William Cloyd, judge of the Taylor county court.

5. An act to amend chapter 28, of the Revised Statutes, article 9, title, "Forgery and Counterfeiting."

6. An act to incorporate Lovelaceville Lodge, No. 111, Independent Order of Odd Fellows.

7. An act to amend the charter of the town of Carrollton.

8. An act for the benefit of the town of Lebanon.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 2d be referred to the committee on Finance; the 5th to the committee on Revised Statutes; the 6th, 7th and 8th to the committee on the Judiciary, and that the 1st, 3d, and 4th be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Cockrill presented the petition of sundry citizens of Owsley county, for the benefit of school district No. —, in said county.

Which was received, the reading dispensed with, and referred to the committee on Education.

The following bills were reported, viz:

By Mr. Fisk, from the committee on Revised Statutes—

A bill to amend 17th section, of chapter 84, Revised Statutes, entitled, "Roads and Passways."

By same—

A bill to amend section 25, chapter 24, of the Revised Statutes.

By Mr. Alexander, from the committee on County Courts—

A bill for the benefit of the executors of R. R. Revill deceased.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Prall from the committee on Federal Relations, to whom had been referred the resolutions offered by Mr. J. J. Landram, entitled,

Resolution of thanks to the army of the Mississippi.

Reported the same without amendment.

Said resolution reads as follows, viz:

While the people of Kentucky feel sentiments of the highest admiration for all the brave officers and soldiers fighting in the cause of the Union, and for the preservation of the Government of our fathers, wherever their field of operations may be, we entertain a peculiar gratitude for those who have given us the recent victories, under the lead of that gallant and patriotic officer, Gen. U. S. Grant, at Lookout Mountain and Chickamauga, and also those under the immediate command of the chivalrous Burnside, who have relieved the loyal people of East Tennessee from rebel rule and tyranny, and have also, in a great measure, secured the people of Kentucky from the dire calamity of another rebel invasion—therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That Gen. U. S. Grant and Gen. Ambrose Burnside, together with the brave officers and men under their command, deserve the thanks of Kentucky, and the same is hereby tendered to each and every man of them for their brilliant victories and achievements in said campaign.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	M. P. Marshall,
R. T. Baker,	Richard H. Field,	Henry D. McHenry,
N. R. Black,	John F. Fisk,	John Power,
Wm. S. Botts,	John K. Goodloe,	John A. Prall,

John B Bruner,	Wm. H. Grainger,	Geo. C. Riffe,
James H. G. Bush,	Wm. C. Grier,	James F. Robinson,
M. P. Buster,	Asa P. Grover,	Wm. Sampson,
W. T. Chiles,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—33.

In the negative, none—

The Senate took up for consideration a preamble and resolutions from the House of Representatives, upon the death of Hon. J. J. Crittenden.

Which were read as follows, viz:

The honorable John Jordan Crittenden, the most distinguished of the native-born citizens of Kentucky, having departed this life since the adjournment of the legislature, it is eminently becoming that the representatives of the people should pay a grateful tribute to his memory—wherefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the State deeply feels and deplores the bereavement which, under the Providence of God, has been visited upon us in the death of the Hon. J. J. Crittenden, which event occurred in the city of Frankfort, on the 26th day of July, 1863.

Resolved, That in the various offices of public trust, that he has filled in the State and nation—as a representative in the popular branch of this legislature, and as Speaker—in the Congress of the United States as a Senator, repeatedly elected to that high office, and in that august body the acknowledged peer of Clay, Webster, and Calhoun—as Attorney General of the United States, and, at the close of his career, the representative of the Ashland District in the National Assembly—in each and all of them he so bore himself as to reflect back upon Kentucky, in full measure, the honors she had conferred upon him.

Resolved, That while Kentucky pays this tribute to his long and varied service to the public interests, she would be neglectful of the justice due to the memory of the *man* if she did not bear this public testimony to his private worth. In all that makes the true glory of our race, he was as nearly perfect as human nature can attain. He was brave to the exactest requirements of the most exact chivalry He was generous, even to the prodigality of the freest heart. He was gentle and kind—a man who cherished no revengeful hates, and took more pleasure in forgiving than in persecuting. As a companion and friend, he was the charm of the social circles, animating all, and diffusing cheerfulness and life whenever he came. Viewed as the lawyer, the statesman, the scholar, the eloquent man, the friend, the companion, and the pure citizen, he lived a life of distinction and usefulness, and died without a stain upon his proud and glorious escutcheon.

The question was then taken upon the adoption of the preamble and resolutions, and it was decided in the affirmative.

The Senate also took up for consideration a resolution from the House of Representatives, in relation to W. T. Samuels, and J. H. Johnson.

Ordered, That said resolution be referred to the committee on Finance.

Also, a message from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
Frankfort, *December* 10, 1863.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

N. S. Andrews, of Fleming county; Thomas O. Brooks, of Kenton county; James E. Stone, of Hancock county; E. A. W. Roberts, of Franklin county; J. W. Cardwell, of Mercer county; T. M. Dickey, of Barren county; H. B. Hill, of Fayette county; G. O. Yeiser, of McCracken county; J. B. Jones, and M. J. Dudley, of Kenton county; W. Mix, Jefferson county; F. C. McCalla, of Scott county; Thos. A. Ross, of Mason county; D. P. Robb, of Woodford county; E. P. Bissell, W. E. Robinson, Bennet Marks, R. H. Cockrell, R. L. Post, Jno. W. Barr, and Wm. Atwood, of Jefferson county; J. B. Peyton of Logan county; Nathan R. McMurry, of Boyle county; Lewis Collins, of Mason county; T. J. Fisher, of Mercer county; Joab H. Barkley, C. H. Barkley, Robert Allen, and John T. G. Galt, of Jefferson county; W. D. Grier, of Livingston county; W. King, of Fayette county; Geo. W. Booram, of Carroll county; J. Q. A. King, and L. D. Husbands, of McCracken county; D. G. Venable, of Franklin county; Robert Simmons, of Kenton county; J. M. S. McCorkle, of Green county; J. M. Clarke, and F. G. Robbins, of Jefferson county, E. M. Drane, of Henry county; Geo. E. Miller, of Montgomery county; H. P. Montgomery, of Owen county; C. B. Simmons, of Jefferson county; J. P. Sparks, of Henry county; Thos. J. Throop, and J. C. Dewees, of Mason county; W. C. Shivell, A. T. Pope, Thos. P. Johnston, and F. W. Dickson, of Jefferson county; John Marshall, and Wm. W. Herndon, of McCracken county.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

Also, an amendment proposed by the House of Representatives, to a resolution from the Senate, entitled,

Resolution in relation to the election of a United States Senator.

Said amendment reads as follows, viz:

Strike out "Monday, the 14th of December, 1863," and insert in lieu thereof the words, "21st day of January, 1864."

The question was then taken on concurring in said amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were--

T. T. Alexander,	W T. Chiles,	J. D. Landrum,
Wm. Anthony,	Harrison Cockrill,	John Power,
R. T. Baker,	M. J. Cook,	John A. Prall,
N. R. Black,	J. R. Duncan,	G. C. Riffe,

B. H. Bristow,	John F. Fisk,	James F. Robinson,
James H. G. Bush,	T. W. Hammond,	Wm. Sampson—20.
M. P. Buster,	John J. Landram,	

Those who voted in the negative, were—

Wm. S. Botts,	Wm. H. Grainger,	Henry D. McHenry,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	M. P. Marshall,	George Wright—13.
John K. Goodloe,		

Also, a resolution in relation to extending the session of the General Assembly.

Which reads as follows, viz:

Whereas, the constitution of this State provides that no session of the General Assembly shall continue beyond sixty days, except by a vote of two-thirds of all the members elected to each House; and, whereas, in the judgment of this legislature, the public interest may require that the present session of the legislature should extend beyond the constitutional period—therefore be it,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the General Assembly shall, and the same is hereby extended beyond the sixty days, and until such time as it may hereafter fix for its adjournment *sine die*.

The question was then taken on the adoption of said resolution, and it was decided in the negative two thirds not voting therefor.

The yeas and nays being required thereon by Messrs. Wright and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. P. Buster,	Gibson Mallory,
Wm. Anthony,	W. T. Chiles,	M. P. Marshall,
R. T. Baker,	F. L. Cleveland,	H. D. McHenry,
N. R. Black,	John F. Fisk,	John Power,
Wm. S. Botts,	Asa P. Grover,	John A. Prall,
B. H. Bristow,	T. W. Hammond,	Geo. C. Riffe,
John B Bruner,	J. D. Landrum,	Ben. Spalding—22.
Jas. H. G. Bush,		

Those who voted in the negative, were—

M. J. Cook,	John K. Goodloe,	Wm. Sampson,
J. R. Duncan,	Wm. H. Grainger,	C. T. Worthington,
Richard H Field,	Jas. F. Robinson,	Geo. Wright—9.

Mr. Goodloe moved a reconsideration of the vote by which the Senate rejected said resolution,

Said motion lies over for future consideration.

The Senate also took up for consideration a bill from the House of Representatives, entitled,

An act for the benefit of F. L. Singleton, of Mason county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had received official information from the Governor, that he had approved and signed an enrolled resolution which originated in the House of Representatives, entitled,

Resolution to provide for raising a banner in front of the State Capitol.

Mr. Cook from the committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled,

An act for the benefit of Kenton county.

And enrolled resolutions which originated in the House of Representativas, entitled,

Resolution in relation to Major General Crittenden.

Resolution in relation to a recess of the General Assembly.

And had found the same truly enrolled.

Said bill and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that they had performed that duty.

On motion of Mr. J. J. Landram, indefinite leave of absence was granted to Mr. Grier.

On motion of Mr. Marshall, indefinite leave of absence was granted to Mr. Bristow.

Mr. Prall moved the following resolution, viz:

Resolved, That the committee on Revised Statutes be instructed to inquire into the expediency of revising chapter 38, of Revised Statutes, title, "fees," and of so amending the rate of fees therein provided, as to adapt the same to the changed condition of prices and the currency, and that they report by bill or otherwise.

At ten minutes before 12 o'clock, Mr. Fisk moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	John Power,
N. R. Black,	John J. Landram,	John A. Prall—8.
John F. Fisk,	J. D. Landrum,	

Those who voted in the negative, were—

T. T. Alexander,	Harrison Cockrill,	M. P. Marshall,
Wm. Anthony,	M. J. Cook,	H. D. McHenry,
Wm. S. Botts,	J. R. Duncan,	Geo. C. Riffe,
B. H. Bristow,	R. H. Field,	Jas. F. Robinson,
John B. Bruner,	John K. Goodloe,	Wm. Sampson,
James H. G. Bush,	Wm. H. Grainger,	Ben. Spalding,
M. P. Buster,	Asa P. Grover,	C. T. Worthington,
W. T. Chiles,	Gibson Mallory,	George Wright—25.
F. L. Cleveland,		

Mr. Bush then moved a call of the Senate.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bush and Grover, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Anthony,	John F. Fisk,	M. P. Marshall,
N. R. Black,	T. W. Hammond,	John A. Prall—.8
Jas. H. G. Bush,	J. D. Landrum,	

Those who voted in the negative, were—

T. T. Alexander,	M. J. Cook,	Henry D. McHenry,
R. T. Baker,	J. R. Duncan,	John Power,
Wm. S. Botts,	Richard H. Field,	George C. Riffe,
B. H. Bristow,	John K. Goodloe,	Jas. F. Robinson,
John B. Bruner,	Wm. H. Grainger,	Wm. Sampson,
M. P. Buster,	Asa P. Grover,	Ben. Spalding,
W. T. Chiles,	John J. Landram,	C. T. Worthington,
F. L. Cleveland,	Gibson Mallory,	George Wright—25.
Harrison Cockrill,		

Leave was given to bring in the following bills, viz:

On motion of Mr. Botts—1. A bill to amend section 2, article 1, chapter 83, of Revised Statutes.

On motion of same—2. A bill to amend the revenue law.

Ordered, That the committee on Finance prepare and bring in said bills.

Mr. Alexander moved the following resolution, viz:

Resolved, That the bill for the establishment of the 15th Judicial Dis-

trict be made the special order of the day for to-morrow at 11 o'clock, at which time the Judiciary committee shall report by bill or otherwise.

And the question being taken on the adoption thereof it was decided in the affirmative.

And then the Senate adjourned.

TUESDAY DECEMBER 15, 1863.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act for the benefit of Wm. H. Reynolds, sheriff of Bracken county.

An act for the benefit of James H. Parker, late clerk of the Campbell county court.

An act for the benefit of Joseph Doniphan, late presiding judge of Bracken county.

An act to amend an act to incorporate the German American School Association of Owensboro.

An act to provide for transcribing and legalizing certain records of the Bullitt county court.

An act for the benefit of the Campbell county court.

That they had passed bills and adopted a preamble and resolutions of the following titles, viz;

1. An act to repeal an act allowing non-resident aliens to inherit, &c.

2. An act to amend the charter of the town of Burksville.

3. An act for the benefit of Alexander Dean.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the 1st and 2d be referred to the committee on the Judiciary; and the 3d to the committee on Internal Improvement.

Mr. Cockrill presented the petition of John Walden, asking compensation for conveying a lunatic from Estill county to the Lunatic Asylum at Hopkinsville.

Which was received, the reading dispensed with, and referred to the committee on Finance.

The following bills were reported, viz:

By M. McHenry, from the committee on Circuit Courts—

1. A bill to regulate the fees of circuit court clerks.

By Mr. Alexander, from the committee on County Courts—

2. A bill to increase the fees of county court clerks.

By Mr. Botts, from the committee on Finance—

3. A bill to amend the revenue laws.

By same—

4. A bill further to amend, an act to amend the revenue laws of this Commonwealth, approved February 28, 1862.

By Mr. Sampson, from the committee on the Judiciary—

5. A bill to amend chapter 35, of the Revised Statutes.

By Mr. Fisk, from the same committee—

6. A bill authorizing justices of the peace to take the acknowledgment of deeds and other writings.

By Mr. McHenry, from the same committee—

7. A bill authorizing the closing of certain offices on certain days.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st and 2d be referred to the committee on Revised Statutes; the 3d, 4th and 6th be printed and placed in the orders of the day; the 5th be printed and recommitted to the committee on the Judiciary, and that the 7th be referred to the committee on Religion.

Mr. Botts, from the committee on Finance, to whom had been referred the report of the agent of the Auditor, reported the same to the Senate.

Said report reads as follows, viz:

Gentlemen of the Senate and House of Representatives of the State of Kentucky:

An act of the General Assembly, approved 28th day of February, 1862, provided for the appointment of one or more agents by the Auditor, to investigate the accounts of various officers, the collections and settlements of various sources of revenue, and take the necessary steps to have balances collected and paid into the treasury.

Under that act I was appointed by the Auditor, on the 4th of March following, and charged with the execution of all the duties imposed by said act, whereupon I proceeded at once to the discharge of the duties imposed, but have been greatly embarrassed, in the prosecution of the business, by the insurmountable difficulties to which our beloved Commonwealth has been exposed and subjected by the war that has raged, and almost desolated large portions of our once happy country.

I have visited about sixty counties, and some of them several times, embracing most of those bordering on the Ohio and Mississippi rivers, from Mason to Fulton, and as far back as Montgomery, Lincoln, Taylor, and on the line of the Louisville and Nashville railroad, to the Tennessee border, not deeming it prudent or safe to attempt any other investigations in other portions of the State than such as could be done by correspondence, until the present unhappy state of things in those sections could be relieved.

In my investigations I have discovered more or less delinquency in almost every county, in one department or other, and have caused to be reported to the Auditor, and paid into the treasury, by sheriffs on revenue collected by them, and not accounted for, $1,446 61; by circuit court clerk, $91 38; by county court clerks, $869 96; by judges of the quarterly courts, $1,580 66; by justices of the peace of the county of Jefferson and city of Louisville, $417 20, making a total of $4,405 81.

In addition to this, considerable amounts have been discovered and reported under these various heads, and now in process of collection, much of which, however, will never be collected, caused, in many instances, by long delay, and in others by defects in the laws providing security for the public revenue. I find thousands of dollars owing by judges of the quarterly courts and justices of the peace of county of Jefferson and city of Louisville hopelessly lost to the State. In many cases the parties are dead and leave no estate; others are gone to the Southern Confederacy, Texas, Kansas, &c.; others still remain in the county, and in some instances have held the office four, eight, and in some cases twelve years, and yet remain in office, and have paid but little or nothing, and hopelessly insolvent.

And I would now suggest, for the consideration of your honorable body, the propriety of a law requiring these officers to execute bond with security, to the Commonwealth, for the tax on suits in their courts and fines collected by them, and that they be required to report to the first day of the fall term of the circuit court, and pay, upon the order of court, to trustee of the jury fund, amount on hand—the clerk of the circuit court to record and certify copy of the report, and order to pay over to the Auditor.

I would also call your attention to an examination of the laws regulating the reports of clerks. In my judgment the reports required do not afford sufficient checks. I would suggest that section 11, article 2, chapter 83, Revised Statutes, be so amended, as to require clerks of county courts, in addition to reports now required by law, to report, on the first day of the fall term of the circuit court, a complete list of all those reported by the assessors as owners of stud horses, jacks, and bulls, showing who have taken out license, amount paid therefor, and to whom paid; which report should be recorded and certified by the clerk of the circuit court to the Auditor, and a list of those who have not taken out license, if any, given in charge to the grand jury for inquiry.

Section 8, article 8, chapter 83, Revised Statutes, entitled "Revenue and Taxation," should be so amended, as to require, in addition to the list now required, a report, which should give the names of all persons to whom he or the county court has issued license under any law of the State, the date, for what granted, amount paid therefor, and to whom paid, which report should be examined and approved by the county judge, recorded by the clerk of the circuit court, and certified to the Auditor; and I would suggest that the clerk of the county court should receive all money for tax on license.

In many clerks' offices there is no record made, or book kept, from which it can be ascertained to whom license have been issued by the clerk of the county court, under any law of the State, when, or for what purpose the seal of the court has been used in either office, and no means of arriving at what the receipts of the clerk has been, or should be, except the tax on deeds in the county court clerk's office, and tax on suits in the circuit court. Clerks of circuit and county courts should be required to procure and keep a well-bound book in their offices, to be delivered to their successors in office, in which book they should be required to enter, at the time of receiving it, all taxes or other moneys received by them for the Commonwealth; and I am of opinion it would be well to provide, by law, that clerks should not record any deed, issue any license, legal process, or do any other thing upon which there is a tax or other money payable to the Commonwealth, until the tax or money, so payable, is first paid, and their reports should so state. This, I think, would correct many evils.

I have caused examinations to be made, and placed before the county courts of a number of counties, the names of a large number of persons who have not been listed for taxation either by the assessors or any one else, and directed summons to be issued, as provided for in the second and third sections of the original act; and, in a number of counties, the judges and clerks have very cheerfully proceeded to the discharge of the duties enjoined on them in said sections; in many others they have taken no steps to bring the parties before court, and serious difficulty is experienced from a neglect upon the part of sheriffs to execute the summons placed in their hands. The work of comparing the assessors books, and making out lists of those omitted by the assessors, has either been completed or is in progress in all the counties I have been able to visit. So far ar the work has progressed it demonstrates very clearly that the sheriffs have, in most cases, collected the

money of the tax-payer, and not accounted for it, and nearly all of the money recovered under these two sections will be found in the hands of old sheriffs.

The importance of the office of assessor, has, in my judgment, been greatly overlooked, both by the legislature and the people. In the first place, the manner of listing the property does not appear to be the one best calculated to secure a correct and uniform assessment, and the compensation is inadequate to the duties required, the result of which is, that men qualified to perform the duties but seldom seek the office, and it is usually given to such men as have no employment, or as a sort of charity, without any regard whatever to qualification. In some counties property is listed at a fair valuation, whilst in others far below, making taxation ir egular and unequal. I would suggest that the laws governing the listing of property be carefully revised. Uniform taxation can only be secured by uniform assessment.

I would also call your attention to the laws regulating taxes on railroads, property owned by cities, gas-light companies, water-works, and corporations generally. The Louisville and Nashville railroad company have a road in successful operation, costing and worth some ten millions of dollars, and pay no State tax; the Kentucky Central railroad company have a road costing and worth over three million dollars, in successful operation, mostly owned by a few individuals, citizens of another State, and only pay tax on $263,000. The cities of Louisville, Covington, and Newport, have large wharf properties, market-houses, and perhaps other property and stocks in corporate companies, all yielding large incomes and dividends; many other cities have market-houses, and in some instances own stock in corporate companies. The gas and water-works of the city of Louisville pay tax only on the real estate owned by them, whilst they each have large capital invested paying dividends—the gas company a very large one—regularly, and most of the stock belonging to private citizens. A number of other cities have their gas companies, &c. There are many other joint stock corporations, enjoying chartered privileges, pecuniary in their nature, and I see no reason why they should not pay taxes as other citizens are required to do; in other words, I see no good reason why possessing chartered privileges should exempt pecuniary investments from taxation. All corporate stock companies should be required to pay directly into the treasury, a tax on their capital stock or amount of capital invested, rather than leave each shareholder or party interested to list and pay.

I discover an almost total neglect in the collection of jury fees in many counties, arising, in my judgment, from misapprehension of the law upon the part of circuit court clerks, who take no steps to collect the jury fee unless execution is ordered, wholly neglecting the provisions of section 10, article 5, chapter 55, Revised Statutes. I would suggest that the old law, requiring the jury fee to be paid before judgment is entered, be restored, or that it be made the duty of the clerk to issue execution, and place it in the hands of the sheriff, within ten days after the adjournment of the court.

A very general neglect of duty is discovered to exist upon the part of clerks, trustees of the jury fund, and sheriffs, in the collection of

Commonwealth's fines and forfeitures, in almost every county visited. I find old judgments rendered years ago, upon which process has never been issued, executions and *capias profines* returned long since by the sheriffs, with such indorsements as "stayed by ordered of the Governor," or "Commonwealth's Attorney," "respited by the Governor," &c., &c., and never again issued; others returned "replevied," "levied," &c., and no execution again issued, or steps taken to sell under the levy. I also find hundreds of *capias profines* and executions that have been placed in the hands of sheriffs who have never returned them; others have been returned endorsed, "not made," "not satisfied." *Capias profines* endorsed, "not executed," "defendant not taken," and various other returns not recognized by law, showing very clearly a general indisposition to attend to the business of the Commonwealth, as its interest and the safety, peace and morals of the community require.

In my investigations under the act of the legislature, approved 6th of February last, I have made the discoveries above alluded to, and steps are now being taken to bring before the proper tribunals sheriffs who have thus failed to discharge their duties, and bring to accountability those who have been allowed to escape through the negligence or unfaithfulness of public officers, and I hope to be able to correct, to some extent, the evils that have heretofore existed by the very vigilant investigations I am instituting.

I would suggest, for the consideration of your honorable body, that it would be well to provide, by law, that on all judgments in favor of the Commonwealth, hereafter rendered in the circuit courts, the clerk should be required to issue proper process, and place in the hands of the sheriff, within ten days after the adjournment of court, and take his receipt therefor, showing name, date, number, amount, and rule day, of each execution or *capias profine*, and forward a copy thereof to the Auditor; and in all cases in which the Governor shall interpose with relief, the Secretary of State should be required to file with the Auditor a certificate, showing the relief granted. And when the sheriff makes payments to trustee of the jury fund, he should take duplicate receipts, and file one copy with the Auditor. Or I am of opinion it would be better that the sheriff should report to the Auditor, and pay directly into the treasury; and also report to the Auditor any execution or other process for the collection of money in favor of the Commonwealth, which he is unable to collect, accompanied with an affidavit that he has faithfully, without partiality or favor, discharged the duties required by law, and made diligent inquiry and search for the defendant and property to satisfy the process, and make a failure to make this report equivalent to a failure to return the process. This report should be examined and approved by the trustee of the jury fund and county judge.

In my opinion the laws providing for payments to trustees of the jury fund do not sufficiently guard the treasury, and afford such checks as are necessary to enable the Auditor to adjust the trustee's accounts with any degree of accuracy, having but little to govern him other than the trustee's own account. All laws authorizing payments to be made to trustees of jury fund should provide for reporting the payment to the Auditor, accompanied with trustee's receipt.

There are many other suggestions I could make in regard to the better securing the revenue of the State, which do not come within the provisions of the laws that I am acting under, and I have now protracted this report greatly beyond my intentions when I commenced it. I would only suggest, in general terms, however, that the laws governing the collections of every species of revenue, or money belonging to the State, should provide such check as will enable the Auditor to discover and bring to settlement any and every officer authorized to collect the same.

In those counties where I have been able to proceed with my investigations, a very great degree of uniformity will prevail hereafter among the clerks of courts, trustees of the jury fund, quarterly judges, and sheriffs, which, with such legislation as I have suggested, will make the system as nearly perfect as can well be arrived at.

I have now been laboring assiduously and faithfully nearly two years, hoping the troubles of the country would pass away, when I could extend my investigations into other portions of the State. I have been at great expense in clerk hire, traveling expenses, board bills, &c., &c., and as yet have not realized an amount sufficient to meet those expenditures, and nothing for my own services. The necessary expense attending the investigations and collections are about equal to one-third of the recoveries. As stated above, I have caused to be collected and paid into the treasury $4,405 81, one-third of which is provided for my compensation, amounting to $1,468 60, which leaves a net gain to the treasury of $2,937 21. It should be borne in mind that I am at all the expense of every description, and this sum is net gain to the State, without one cent outlay, and is the recovery of money that was hopelessly lost, without any prospect whatever of ever recovering it except through these investigations and discoveries.

The money recovered and paid into the treasury is a very small part of what will be gained to the State hereafter, in securing uniformity and promptness upon the part of officers in their reports and payments, which will be of incalculable advantage to the State, and relieve the Auditor of an immense amount of labor.

THO. S. HAYDON, *Agent of Auditor.*

FRANKFORT, December 10th, 1863.

Ordered, That said report be printed and placed in the orders of the day.

Mr. Sampson, from the committee on the Judiciary, to whom had been referred,

A bill to regulate the duties of notaries public,

Reported the same with an amendment.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The question was then taken on ordering said bill as amended to be engrossed and read a third time, and it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Sampson, from the same committee, to whom had been referred

A bill to establish the 15th Judicial District,

Reported the same with an amendment, as a substitute for said bill.

And the question being taken on the adoption of the amendment, it was decided in the affirmative.

The question was then taken on ordering said bill as amended to be engrossed and read a third time, and it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a preamble and resolution from the House of Representatives, entitled,

Preamble and resolution in relation to forage taken by Federal officers, and proper vouchers not furnished.

Ordered, That said preamble and resolution be referred to the committee on the Judiciary.

The Senate also took up for consideration,

A bill concerning the importation of slaves into this Commonwealth.

Ordered, That said bill be referred to the committee on the Judiciary.

Also,

A bill to amend an act, entitled, an act to establish a uniform weight of coal, approved 15th February, 1858.

Mr. Gardner moved an amendment to said bill.

Ordered. That said bill and amendment be referred to the committee on Revised Statutes.

Also,

A bill to amend an act, entitled, an act concerning runaway slaves, approved March 2, 1863.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had adopted a resolution in relation to the election of State Librarian.

Said resolution was taken up.

And the question being taken on concurring in said resolution, it was decided in the affirmative.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cook—1. A bill for the benefit of Wm. McClure, sheriff of Rockcastle county.

On motion of Mr. Fisk—2. A bill requiring the clerk of the Court of Appeals to record the opinions of the Court of Appeals.

On motion of same—3. A bill requiring clerks of circuit courts to record in a book the steps in each case.

On motion of same—4. A bill placing all negotiable instruments upon the footing of bills of exchange.

On motion of same—5. A bill allowing partners to testify in all cases brought for the settlement of partnerships.

On motion of Mr. McHenry—6. A bill for the benefit of Quintus C. Shanks, late sheriff of Ohio county.

On motion of Mr. Power—7. A bill for the benefit of W. J. Coffee, sheriff of Magoffin county.

The committee on Finance were directed to prepare and bring in the 1st, 6th and 7th; the committee on Revised Statutes the 2d, and the committee on the Judiciary the 3d, 4th and 5th.

Mr. Cook moved the following resolution, viz:

Whereas, many of our loyal citizens throughout the State have suffered the destruction and loss of their property at the hands of the federal army and federal soldiers since the commencement of the Southern rebellion, for which they have received neither pay or proper vouchers to enable them to draw their pay on damages from the United States Government—therefore,

Resolved, That the Judiciary committee of the Senate be instructed to inquire into the propriety of the passage of a bill by the legislature of Kentucky, whereby the State will assume the payment of such losses as have been sustained by our loyal citizens, and look to the general government for reimbursement; and that said committee report by bill, if found expedient to do so.

And the question being taken on the adoption of said resolution it was decided in the affirmative.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Lancaster cemetery company.

An act to amend an act to create a soldier's relief fund in Nicholas county.

And enrolled bills and resolutions which originated in the Senate of the following titles, viz:

An act to incorporate the Flemingsburg and Upper Fox Spring turnpike road company.

An act for the benefit of the Barren county court.

Resolution in relation to the election of a United States Senator.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

And then the Senate adjourned.

WEDNESDAY, DECEMBER 16, 1863.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of B. E. Courts, sheriff of Green county.
2. An act for the benefit of A. C. Cox, of Green county.
3. An act for the benefit of Frank Catron, late sheriff of Knox county.
4. An act for the benefit of E. B. Treadway, late sheriff of Owsley county.
5. An act exempting Clinton county from the payment of revenue for the years 1862 and 1863.
6. An act for the benefit of Montgomery county.
7. An act to amend section 741 of the Civil Code of Practice.
8. An act entitled an act, to amend section 647, sub-division 3, article 2, chapter 3, of the Civil Code of Practice.

9. An act to amend section 719, of the Civil Code of Practice.

10. An act to amend section 6, Civil Code of Practice.

11. An act to incorporate Mt. Zion Lodge, of Free and Accepted Masons, in Louisville.

12. An act for the benefit of Mathew Mullins, late clerk of the Pendleton circuit and county courts.

13. An act for the benefit of Martin Bailey, jailer of Monroe county.

14. An act to authorize the administrators of George Johnson deceased, to pay lawyer's fee for prosecuting the murderers of said decedent.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st, 2d, 3d, 4th, 6th, 11th, 12th and 13th were ordered to be read a third time; the 5th and 14th were referred to the committee on Finance, and 7th, 8th, 9th and 10th were referred to the committee on the Codes of Practice.

The constitutional provision as to the third reading of the 1st, 2d, 3d, 4th, 6th, 11th, 12th and 13th of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same:

By Mr. Bruner, from the committee on Education—

1. A bill for the benefit of common schools.

By Mr. Botts, from the committee on Finance—

2. A bill for the benefit of Quintus C. Shanks, late sheriff of Ohio county.

By Mr. Baker, from the committee on Internal Improvement—

3. A bill to amend the charter of the Hustonville and Coffey's Mill turnpike road company.

By Mr. McHenry, from the committee on the Judiciary—

4. A bill for the benefit of the sheriff and other officers of Graves county.

By Mr. Fisk, from the committee on Revised Statutes—

5. A bill to amend section 1, article 7, of chapter 38, of the Revised Statutes.

By Mr. Bush, from the same committee—

6. A bill to amend section 15, article 1, chapter 28, of the Revised Statutes.

By Mr. Sampson, from the same committee—

7. A bill to amend section 9, article 1, chapter 37, of the Revised Statutes.

By Mr. Anthony, from the committee on Circuit Courts—

8. An act to repeal an act in relation to the trustees of the jury fund for the counties of Bath and Daviess, approved October 3, 1861.

By Mr. Alexander, from the committee on County Courts—

9. A bill to change the time of holding the terms of the Bourbon quarterly courts.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

The 1st was ordered to be printed and placed in the orders of the day; the 2d, 3d, 4th, 6th, 7th, 8th and 9th were order to be engrossed and read a third time, and the 5th was placed in the orders of the day.

The constitutional provision as to the third reading of the 2d, 3d, 4th, 6th, 7th, 8th and 9th of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the committee on Internal Improvement—

1. An act for the benefit of Alexander Dean, of Crittenden county.

By Mr. McHenry, from the committee on the Judiciary—

2. An act for the benefit of the town of Lebanon.

By same—

3. An act to incorporate Lovelaceville Lodge, No. 111, Independent Order of Odd Fellows.

By same—

4. An act to amend the charter of the town of Carrollton.

By Mr. Bush, from the committee on the Revised Statutes—

5. An act to amend chapter 28, of the Revised Statutes, article 9, title, "Forgery and Counterfeiting."

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of F. L. Singleton of Mason county.

An act for the benefit of Adolphus L. Reid, sheriff of Greenup county.

An act for the benefit of Richard Board, clerk of the Mercer circuit court.

An act for the benefit of William Cloyd, judge of the Taylor county court.

Preamble and resolution upon the death of Hon. John J. Crittenden.

And enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of Wm. H. Reynolds, sheriff of Bracken county.

An act for the benefit of James H. Parker, late clerk of the Campbell county court.

An act for the benefit of Joseph Doniphan, late presiding judge of Bracken county court.

An act to amend an act to incorporate the German American School Association of Owensboro', approved February 24, 1863.

An act to provide for transcribing and legalizing certain records of the Bullitt county court.

An act for the benefit of Campbell county court.

And had found the same truly enrolled,

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Fisk from the committee on the Revised Statutes, asked to be discharged from the further consideration of a leave to them referred, to bring in a bill to amend article 17, chapter 38, Revised Statutes.

Which was granted.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and a resolution which originated in the Senate of the following titles, viz:

An act for the benefit of Kenton county.

An act to incorporate the Flemingsburg and Upper Fox Springs turnpike road company.

An act for the benefit of the clerk of the Barren county court.

Resolution in relation to the election of a United States Senator.

Also, a message in writing from the Governor.

Mr. Cleveland read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the committee on Military Affairs be instructed to inquire into the report made by the Adjutant General, of the number of men required to be furnished to fill the quota of this State, under the call of the President for 300,000 troops, and report to the legislature the basis upon which the alotment was made to each county, and whether the same is just and equitable, and that, if he can, he procure and report at the same time the number enrolled in each county by the Provost Marshal's of this State.

Said resolution was then amended.

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.

Mr. Robinson offered the following resolution, viz:

Resolved, That the Governor of Kentucky be requested to ascertain and inform the General Assembly, now in session, upon what basis the number of men now directed to be drafted in Kentucky has been made.

Which was adopted.

On motion, leave of absence was granted to Messrs. Sampson, Bush, Buster, and Power, after to-morrow, until the meeting of the legislature on the 5th of January next.

Leave was given to bring in the following bills, viz:

On motion of Mr. Prall—1. A bill to change the time of holding the Bourbon quarterly courts.

On motion of Mr. Alexander—2. A bill to require county and police judges to give bond for the public money that may come into their hands.

On motion of Mr. Grainger—3. A bill for the benefit of the first Cumberland Presbyterian church of the city of Louisville.

On motion of same—4. A bill to incorporate the Ursuline Society and Academy of Education.

On motion of Mr. Sampson—5. A bill for the benefit of the sheriff of Barren county.

On motion of Mr. Black—6. A bill for the benefit of J. H. Walker, former sheriff of Crittenden county.

The committee on County Courts was directed to prepare and bring in the 1st and 6th; the committee on Finance the 2d and 5th; the committee on the Judiciary the 3d, and the committee on Education the 4th.

And then the Senate adjourned.

THURSDAY, DECEMBER 17, 1863.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act for the benefit of common school district No. 35, in Daviess county.

An act to empower the Ohio county court to levy an additional tax, and issue bonds to erect a new court house.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to change the place of voting in district No. 4, in Anderson county.

2. An act for the benefit of Caroline Favre.

3. An act for the benefit of Mrs. Jane Ham.

4. An act for the benefit of the sureties of H. L. South, of Breathitt county.

5. An act for the benefit of G. T. Blakey, of Logan county.

6. An act for the benefit of the sheriff of Bath county.

7. An act for the benefit of jailers of this Commonwealth.

8. An act for the enrollment of the deaf and dumb and of those that are blind.

9. An act to amend an act to charter the Deposit Bank of Stanford.

10. An act to amend the charter of the Deposit Bank of Owensboro.

11. An act for the benefit of Geo. W. Darlinton, late sheriff of Greenup county.

12. An act for the benefit of B. S. Terrill, Jr., of Madison county.

13. An act to incorporate the Stephen Walker cemetery company.

14. An act providing for arrearages of pay due to the battalion of Harlan county State guards.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

The 1st, 4th, 8th, 9th, 11th, 12th and 13th were ordered to be read a third time; the 2d, 5th, 6th and 7th were referred to the committee on Finance; the 3d to the committee on the Judiciary; the 10th to the committee on Banks, and the 14th to the committee on Military Affairs.

The constitutional provision as to the third reading of the 1st, 4th, 8th, 9th, 11th, 12th and 13th of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Whitaker presented the petition of James F. Young, of Trimble county, in relation to the draft.

Which was received, the reading dispensed with, and referred to the committee on the Judiciary, with instructions to report thereon on to-morrow at 11 o'clock.

Mr. Duncan presented the memorial of sundry citizens of Monroe county, protesting against the erection of a new court house at this time.

Which was received, the reading dispensed with, and referred to the committee on County Courts.

The following bills were reported from the several committees directed to prepare and bring in the same:

By Mr. Alexander, from the committee on County Courts—

1. A bill to amend section 221 of the Civil Code of Practice.

By Mr. Bruner, from the committee on Education—

2. A bill to incorporate the Ursuline Society and Academy of Education.

By Mr. Robinson, from the committee on the Judiciary—

3. A bill to authorize the First Cumberland Presbyterian church of Louisville, to sell certain property.

By Mr. Botts, from the committee on Finance—

4. A bill for the benefit of the sheriff of Barren county.

By Mr. Grover, from the committee on Finance—

5. A bill for the benefit of George Parker, of Union county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

The 1st was ordered to be printed and placed in the orders of the day, and the 2d, 3d, 4th and 5th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of the 2d, 3d, 4th, and 5th of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Baker, from the committee on Internal Improvement, asked to be discharged from the further consideration of a resolution offered by Mr. Cook, in relation to the construction of a railroad from the interior of Kentucky to the Tennessee line.

Which was granted.

Ordered, That said resolution be referred to a select committee consisting of Messrs. Cook, Cockrill, and Bush.

Mr. Fisk, from the committee on the Revised Statutes, to whom had been referred,

A bill to amend an act, entitled, an act to establish a uniform weight of coal, approved 15th February, 1858, together with an amendment,

Reported the same without any expression of opinion.

The question was then taken on the adoption of the amendment, and it was decided in the negative.

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Robinson, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend the charter of the town of Burksville.

Reported the same without amendment.

And the question being taken on ordering said bill to be read a third time, it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Robinson, from the same committee, to whom had been referred

A bill concerning the importation of slaves into this Commonwealth.

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, Slaves imported from a foreign country since the first day of January, 1808, or which may hereafter be imported from such country, or slaves who have been tried and convicted of felony in any other State or Territory, shall not be imported into this State. Any person knowingly violating this section shall be fined three hundred dollars for each slave so imported.

§ 2. No slave shall be imported into this State as merchandise, or for the purpose of sale or barter in or out of this State, under a penalty of six hundred dollars for each slave so imported.

§ 3. Immigrants to this State, intending to reside here, may bring with them, and citizens residing within this State may purchase and import into this State for their own use, such slaves as are not prohibited in the first section of this act.

§ 4. Immigrants bringing with them their slaves, as permitted in the next preceding section, shall, within thirty days after their arrival, take the following oath before a justice of the peace of the county of their residence: "I do swear that my removal to the State of Kentucky was with the intention of becoming a citizen thereof; that I have brought with me no slave with the intention of selling him:" which oath, certified by the justice, shall be recorded in the office of the county court within sixty days. The two preceding sections shall not apply to travelers or sojourners in this State.

§ 5. Persons resident within this State deriving title, by gift, will, descent, distribution, or by marriage, to slaves, may import them if they be not such as are prohibited by the first section of this act.

§ 6. A citizen importing slaves under the provisions of this act shall, within forty days after such importation, present to the clerk of the county court of his residence a true and correct list of such slaves with their names, ages, and sex, verified by his oath. He shall also, before the clerk, take the following oath: "I do swear that I have purchased or received, and imported into the State of Kentucky the slaves named

in the list this day made out by me and filed with the clerk of this county for my own private use; that they were not purchased or received and imported for sale or speculation, or to be treated as merchandise; and that I do not believe any one of them has been imported into the United States since the first day of January, one thousand eight hundred and eight; or that any one of them has been convicted of felony in any other State or Territory." The list and oath affixed shall be recorded by the clerk in a book to be kept for that purpose. The fee to the clerk shall be fifty cents for each slave.

§ 7. If any citizen shall import into this State, under the provisions of this act, a slave, and shall sell said slave before the expiration of three years after such importation, or shall hire out such slave for a term of more than one year, or shall use any device whatever, whereby to evade the provisions of this act, he shall be fined the sum of six hundred dollars, to be recovered by indictment or suit in the name of the Commonwealth—one half to the use of the prosecutor or relator; and if there be neither, then the whole to the use of the Commonwealth.

§ 8. If any person shall buy a slave, knowing that he has been imported into this State contrary to the provisions of this act, or if he shall buy a slave imported by a resident citizen under the provisions of the third section of this act, within eighteen months after such importation, knowing the same, he shall be fined for each slave the sum of two hundred dollars, to be recovered as in the last section named.

§ 9. Slaves imported by citizens under the provisions of the third section of this act, shall not be subject to sale, or be sold under execution or other legal procedure, for the payment of debts, unless all other estates of the debtor, subject to the payment of debts, shall be first exhausted, until after the expiration of eighteen months from such importation. If the defendant shall suffer or permit such slave to be sold when he has other estate, he and the officer who makes the sale, knowingly in contravention of this section, shall each be fined two hundred dollars for each slave sold.

§ 10. A person taking an oath under the provisions of this act, knowing the same to be false, shall be guilty of perjury.

§ 11. Indictments for importing slaves contrary to the provisions of this act, may be found upon the personal knowledge of any one of the grand jury, or upon the oath of a credible witness. All suits or prosecutions for a violation of the provisions of this act shall be commenced within five years after the offense is committed or cause of action shall have accrued, and not after.

§ 12. This act to take effect from its passage.

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grover and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	H. D. McHenry,
Wm. Anthony,	J. R. Duncan,	John A. Prall,

R. T. Baker, R. H. Field, Geo. C. Riffe,
N. R. Black, John F. Fisk, Jas. F. Robinson,
Wm. S. Botts, W. W. Gardner, Wm. Sampson,
John B. Bruner, Wm. H. Grainger, Ben. Spalding,
James H. G. Bush, T. W Hammond, W. C. Whitaker,
W. T. Chiles, John J. Landram, C. T. Worthington,
F. L. Cleveland, J. D. Landrum, George Wright—29.
Harrison Cockrill, Gibson Mallory,

In the negative—

Asa P. Grover—1.

Resolved, That the title thereof be as aforesaid.

Mr. Robinson, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to repeal an act allowing non-resident aliens to inherit, &c.

Reported the same with the expression of opinion that it ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Robinson, from the same committee, to whom had been referred a preamble and resolution from the House of Representatives, entitled,

Preamble and resolution in relation to forage taken by Federal officers, and proper vouchers not furnished.

Reported the same without amendment.

The question was then taken on concurring in said preamble and resolution, and it was decided in the affirmative.

Mr. Robinson, from the same committee, asked to be discharged from the further consideration of a resolution to them referred,

Resolution in relation to the payment of losses sustained by the citizens of Kentucky, on account of proper vouchers not having been given for property sold to the Government.

Which was granted.

Mr. Robinson, from the same committee, reported

A bill for the benefit of John Hansel.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill having been dispensed with, and the same being engrossed.

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Henry D McHenry,
Wm. Anthony,	Richard H. Field,	John A. Prall,
R. T. Baker,	John F. Fisk,	Geo. C. Riffe,
N. R. Black,	W. W. Gardner,	Jas. F. Robinson,
Wm. S. Botts,	Wm. H. Grainger,	Wm. Sampson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
Jas. H. G. Bush,	T. W. Hammond,	W. C. Whitaker,
W. T. Chiles,	John J. Landram,	C. T. Worthington,
F. L. Cleveland,	J. D. Landrum,	George Wright—29.
M. J. Cook,	Gibson Mallory,	

In the negative, none—

Resolved, That the title thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled,

An act to empower the Ohio county court to levy an additional tax and issue bonds to build a new court house.

Which was concurred in.

A message was received from the House of Representatives, announcing that they had received official information from the Governor, that he had approved and signed an enrolled bills and resolutions of the following titles, viz:

Resolution in relation to Major General Crittenden.

Resolution providing for a recess of the General Assembly.

An act to amend an act, entitled, an act to create a soldiers' relief fund in Nicholas county.

An act to incorporate the Lancaster cemetery company.

The Senate took up for consideration the message of the Governor presented on yesterday.

Said message read as follows, viz:

Executive Department,
Frankfort, *December* 16, 1863.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

Joseph T. McKibben, of Bracken county; Benj. C. Wood, of Fayette county; J. S. Bronaugh, of Jessamine county; James H. Parker, of Owen county; Z. P. McBrayer, of Mercer county; J. B. Beck, of Fayette county; F. P. Stickley, of Knox county; Chas. R. McElroy, of Washington county; Jas. W. Batchelor, of Franklin county; Levi O. Todd, of Fayette county; R. B. Taylor of Franklin county; Jeff. Brown, Saml. B. Smith, and S. Douglas Smith, of Jefferson county.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of William H. Reynolds, sheriff of Bracken county.

An act to amend an act to incorporate the German American School Association of Owensboro.

An act to provide for transcribing and legalizing certain records of the Bullitt county court.

An act for the benefit of the Campbell county court.

An act for the benefit of James H. Parker, late clerk of the Campbell county court.

An act for the benefit of Joseph Doniphan, late presiding judge of the Bracken county court.

Also a message in writing.

Mr. Mallory moved the following resolution, viz:

Resolved, That the Public Printer forthwith print two hundred copies of the report of George Stealy, civil engineer, in relation to the Kentucky river navigation, made in November, 1858, and append thereto a copy of the act to incorporate the Kentucky river navigation company, passed February, 1858.

Which was adopted.

Mr. Cockrill moved the following resolution, viz:

Resolved, That the committee on Finance be instructed to inquire whether the Auditor of Public Accounts has issued his warrants for the payment of *pro tem.* Commonwealth's attorney's, *pro tem.* judges, &c., in any judicial districts in this State where the courts were suspended by the judges of said districts, and if so, by what authority he issued his warrant.

Resolved further, That if the Auditor has issued his warrant as aforesaid, in any case, that said committee inquire and report what action this legislature should take in the premises; and that they report by bill or otherwise.

Which was adopted.

Mr. Cockrill moved the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to inquire what legislation may be necessary to restore the administration of the civil law in the counties where on account of the disorder growing out of the war and the consequent resignation or failure to elect county officers, the same has been temporarily suspended, and that they report by bill or otherwise.

Which was adopted.

Mr. Alexander moved the following resolution, viz:

Resolved, That the committee on Internal Improvement be instructed to inquire into the expediency of reorganizing the Board of Internal Improvement, and to require the members of the board to execute bond for the faithful performance of their duties, and whether or not some greater checks or safeguards are not necessary to protect the interests of the State, and that they report by bill or otherwise.

Which was adopted.

Mr. Cleveland moved the following resolution, viz :

Resolved, That the committee on County Courts be requested to inquire into the propriety of allowing compensation to jurors summoned to attend courts of justices of the peace, and courts of like jurisdiction, and report by bill or otherwise.

Which was adopted.

Leave was given to bring in the following bills, viz :

On motion of Mr. Alexander—1. A bill to change the voting place in the Gradyville precinct in Adair county.

On motion of Mr. Cockrill—2. A bill for the benefit of Thos. Treadway.

On motion of Mr. Duncan—3. A bill for the benefit of B. Spears, sheriff of Monroe county.

On motion of same—4. A bill for the benefit of Monroe county.

Ordered, That the committee on County Courts prepare and bring in the 1st; the committee on Finance the 2d and 3d, and that Messrs. Duncan, Alexander, and Wright be requested to prepare and bring in the 4th.

And then the Senate adjourned.

FRIDAY, DECEMBER 18, 1863.

A message was received from the House of Representatives, announcing that they had passed bills and a resolution from the Senate of the following titles, viz :

An act to legalize the proceedings of the November term, 1863, of the Russell circuit court.

An act to amend the charter of the Hustonville and Coffey's Mill turnpike road company.

Resolution of thanks to the army of the Mississippi.

With amendments to said resolution.

That they had passed bills of the following titles, viz:

1. An act to amend section 445, of the Civil Code of Practice.

2. An act to amend section 720 of the Civil Code of Practice.

3. An act to increase the fees of assessors of this Commonwealth.

4. An act for the removal of the seat of justice for Lewis county.

5. An act for the benefit of Elias Dunbar, of Russell county.

6. An act for the benefit of the securities of James Heard, late sheriff of Clay county.

7. An act for the benefit of the sheriff of Livingston county.

8. An act for the benefit of the administrator of Wm. Samuel.

9. An act to amend chapter 75, Revised Statutes, in relation to poor-houses.

10. An act for the benefit of the widow and heirs of Henry Smith deceased, late of Letcher county.

11. An act for the benefit of Jonathan Lewis and his deputies.

12. An act for the benefit of the heirs of Thos. H. Barnes deceased, late clerk of Madison county.

13. An act to increase the pay of grand jurors.

14. An act repealing an act, exempting the hands of stockholders on the Lebanon and Danville turnpike from working county roads.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st and 2d were referred to the committee on the Codes of Practice; the 3d, 9th and 13th to the committee on the Revised Statutes; the 5th, 6th, 7th and 11th to the committee on Finance; the 8th and 12th to the committee on County Courts; the 10th to the committee on the Judiciary, and the 14th to the committee on Internal Improvement.

The constitutional provision as to the third reading of the 4th of said bills being dispensed with.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions

which originated in the House of Representatives of the following titles, viz:

An act for the benefit of Richard Board, clerk of the Mercer circuit court.

An act for the benefit of Wm. Cloyd, judge of the Taylor county court.

An act for the benefit of F. L. Singleton, of Mason county.

An act for the benefit of Adolphus L. Reed, sheriff of Greenup county.

Preamble and resolutions upon the death of Hon. John J. Crittenden.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Fisk, from the committee on the Codes of Practice—

An act to amend section 6, Civil Code of Practice.

By same—

An act entitled an act, to amend section 647, sub-division 3, article 2, chapter 3, of the Civil Code of Practice, entitled, "Evidence."

By same—

An act to amend section 719, of the Civil Code of Practice.

By Mr. Alexander, from the committee on Finance—

An act exempting Clinton county from the payment of revenue for the years 1862 and 1863.

By Mr. Cleveland, from the committee on Banks—

An act to amend the charter of the Deposit Bank of Owensboro'.

By Mr. Fisk, from the committee on the Codes of Practice—

An act to amend section 741 of the Civil Code of Practice.

With an amendment to said bill, which was concurred in,

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of P. Palmer, late sheriff of Marshall county.

Reported the same with the expression of opinion, that it ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. J. J. Landram, from the committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled,

An act providing for arrearages of pay due to the battalion of Harlan county State Guards.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill as amended, be recommitted to the same committee, with power to send for persons and papers.

The following bills were reported from the several committees directed to prepare and bring in the same:

By Mr. Alexander, from the committee on County Courts—

A bill for the benefit of J. H. Walker, former sheriff of Crittenden county.

By same—

A bill to change the voting place in the Gradyville precinct in Adair county.

By Mr. Bush, from the committee on the Court of Appeals—

A bill for the benefit of Allen S. Haggard.

By Mr. Bruner, from the committee on Education—

A bill to construe an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church South, approved January 12th, 1860.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of John D. Mannen.

By Mr. Alexander, from the committee on Finance—

A bill for the benefit of T. J. Puryear, sheriff of Graves county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner, from the committee on Education, reported

A bill to revise, amend, and reduce into one the common school laws of Kentucky.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with.

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

On motion of Mr. Botts, the Senate took up for consideration,

A bill to amend the revenue laws.

Ordered, That said bill be referred to the committee on Finance.

Mr. Alexander, from the committee on Finance, reported

A bill requiring county judges, police and city judges, and justices of the peace to execute bonds.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

It was amended.

Ordered, That said bill be printed and placed in the orders of the day.

Mr. Grover, from the committee on Finance, to whom had been referred, a resolution from the House of Representatives, entitled,

Resolution for the benefit of Wm. T. Samuels, and J. H. Johnson.

Reported the same without amendment.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That Wm. T. Samuels, late clerk of the House of Representatives, and J. H. Johnson, late clerk of the Senate, be allowed *one hundred dollars* each for their services in organizing the two Houses, to be paid out of the Treasury upon the warrant of the Auditor.

Mr. Grover moved to amend said resolution by striking out "one hundred dollars."

And the question being taken thereon it was decided in the affirmative.

Mr. Alexander moved to fill the blank with "seventy-five dollars."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bush and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Wm. S. Botts,	John F. Fisk—4.
R. T. Baker,		

Those who voted in the negative, were—

Wm. Anthony,	J. R. Duncan,	Gibson Mallory,
N. R. Black,	Richard H. Field,	M. P. Marshall,

John B. Bruner,	W. W. Gardner,	George C. Riffe,
Jas. H. G. Bush,	John K. Goodloe,	Jas. F. Robinson,
M. P. Buster,	Wm. H. Grainger,	Ben. Spalding,
W. T. Chiles,	T. W. Hammond,	W. C. Whitaker,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—25.
M. J. Cook,		

Mr. Bush moved to fill the blank with "fifty dollars."

And the question being taken thereon, it was decided in the negative.

Mr. Grover proposed to fill the blank with "twenty-five dollars."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	F. L. Cleveland,	Gibson Mallory,
Wm. Anthony,	M. J. Cook,	Geo. C. Riffe,
N. R. Black,	Richard H Field,	Jas. F. Robinson,
Wm. S. Botts,	W. W. Gardner,	Ben. Spalding,
John B Bruner,	John K. Goodloe,	W. C. Whitaker,
M. P. Buster,	T. W. Hammond,	C. T. Worthington—19.
W. T. Chiles,		

Those who voted in the negative, were—

R. T. Baker,	John F. Fisk,	J. D. Landrum,
Jas. H. G. Bush,	Wm. H. Grainger,	M. P. Marshall,
Harrison Cockrill,	John J. Landram,	Geo. Wright—10.
J. R. Duncan,		

Mr. Fisk, from the committee on the Judiciary, to whom had been referred the petition of John F. Young, of Trimble county.

Reported a resolution in relation to the matters therein contained.

Which were adopted.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution which originated in the House of Representatives, of the following titles, viz:

An act to amend chapter 28, of the Revised Statutes, article 9, title, "Forgery and Counterfeiting."

An act to incorporate Lovelaceville Lodge, No. 111, Independent Order of Odd Fellows.

An act to amend the charter of the town of Carrollton.

An act for the benefit of the town of Lebanon.

An act for the benefit of Alexander Dean, of Crittenden county.

An act for the benefit of B. E. Courts, sheriff of Green county.

An act for the benefit of A. C. Cox, of Green county.

An act for the benefit of Frank Catron, late sheriff of Knox county.

An act for the benefit of E. B. Treadway, late sheriff of Owsley county.

An act for the benefit of Montgomery county.

An act to incorporate Mt. Zion Lodge, of Free and Accepted Masons, in Louisville.

An act for the benefit of Mathew Mullins, late clerk of the Pendleton circuit and county courts.

An act for the benefit of Martin Bailey, jailer of Monroe county.

Resolution providing for the election of State Librarian.

And enrolled bills which originated in the Senate of the following titles, viz:

An act to empower the Ohio county court to levy an additional tax and issue bonds to build a new court house.

An act for the benefit of common school district No. 35, in Daviess county.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that they had performed that duty.

A message was received from the Governor by Mr. Van Winkle, Secretary of State.

The rule of the Senate being dispensed with,

Said message was taken up and read as follows, viz:

Executive Department,
Frankfort, *December* 18*th*, 1863.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

R. K. Summers, of Bullit county; Hiram Smith, of Union county; K. F. Prichard, of Lawrence county; Philip Tomppert, Sr., and C. K. Fairfax; of Jefferson county; Innis B. Payne, of Campbell county, and Jno. W. Counts, of Monroe county.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration the message of the Governor, which was presented yesterday.

Which was read as follows, viz:

EXECUTIVE DEPARTMENT,
Frankfort, *December* 17, 1863.

Gentlemen of the Senate:

I nominate for your advice and consent, Richard Knott and John W. Barr, to be directors on the part of the State of the Bank of Kentucky.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

The Senate also took up for consideration amendments proposed by the House of Representatives, to a resolution from the Senate, entitled,

Resolution of thanks to the army of the Mississippi.

Which were twice read and concurred in.

Mr. Bush read and laid upon the table the following joint resolution, viz:

The rule of the Senate being dispensed with,

Said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the election of State Librarian be postponed until the 15th day of January next.

Which was adopted.

Mr. Fisk moved the following resolution, viz:

Resolved, That the committee on Military Affairs be requested to inquire into the expediency of offering a liberal reward for the capture of guerrillas and other rebel marauders.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Baker—1. A bill for the benefit of the 42d regiment of Home Guards of Campbell county.

On motion of Mr. Gardner—2. A bill to amend chapter 61, section 13, of Revised Statutes, entitled, "Laws."

On motion of Mr. Chiles—3. A bill to amend the jury laws of this Commonwealth.

Ordered, That the committee on Military Affairs prepare and bring in the 1st; the committee on the Revised Statutes the 2d, and the committee on the Judiciary the 3d.

On motion of Mr. Grover, Mr. Mallory was added to the committee on the Penitentiary.

And then the Senate adjourned.

SATURDAY, DECEMBER 19, 1863.

A message was received from the House of Representatives, announcing that they had disagreed to a bill from the Senate, entitled,

An act to amend 17th section, of chapter 84, Revised Statutes, entitled, "Roads and Passways."

That they had passed bills and concurred in a resolution from the Senate of the following titles, viz:

An act to encourage the raising of recruits in Bourbon county.

An act to amend section 25, chapter 24, of the Revised Statutes.

Resolution in relation to the postponement of the election of State Librarian.

That the had passed bills and adopted a resolution of the following titles, viz:

An act to suspend for two years, in the counties of Harlan, Whitley, Perry, Knox, Pike, and Letcher, an act approved February 25, 1862, entitled, an act to amend chapter 83, of the Revised Statutes, title, "Revenue and Taxation."

An act for the benefit of B. B. Vaughan, late sheriff of Cumberland county.

An act to enable the Southern Bank of Kentucky to wind up its affairs.

An act for the benefit of Travis Cockrill.

An act to amend the charter of the city of Paris.

Resolution requesting our Senators and Representatives in Congress to vote to repeal section 13 of an act calling out national forces.

The Speaker laid before the Senate the report of the Board of Directors of the Mutual Insurance Company of Louisville.

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be referred to the committee on Banks.

Mr. Grainger presented the petition of W. A. Reynold, sheriff of Jefferson county, in relation to the sale made by him of certain negroes.

Which was received, the reading dispensed with, and referred to the committee on Finance.

Mr. Bruner, from the committee on Education, asked to be discharged from the further consideration of the petition of sundry citizens of Owsley county, in relation to common schools.

Which was granted.

On motion of Mr. Bruner, the Senate took up for consideration,

A bill for the benefit of common schools.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Worthington, from the committee on Finance—

An act for the benefit of Caroline Favre.

By Mr. Grover, from the same committee—

An act for the benefit of jailers of this Commonwealth.

By same—

An act for the benefit of G. T. Blakey, of Logan county.

By Mr. Robinson, from the committee on the Judiciary—

An act for the benefit of Mrs. Jane Ham.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of the sheriff of Bath county.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill as amended be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also, a bill from the House of Representatives, entitled,

An act to authorize the administrators of George Johnson deceased, to pay lawyer's fee for prosecuting the murderers of said decedent.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Gibson Mallory,
R. T. Baker,	John F. Fisk,	M. P. Marshall,
N. R. Black,	W. W. Gardner,	H. D. McHenry,
Wm. S. Botts,	John K. Goodloe,	Geo. C. Riffe,
John B. Bruner,	Wm. H. Grainger,	Jas. F. Robinson,
W. T. Chiles,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	T. W. Hammond,	C. T. Worthington,
Harrison Cockrill,	John J. Landram,	George Wright—26.
M. J. Cook,	J. D. Landrum,	

In the negative, none—

Resolved, That the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of B. Spears, of the county of Monroe.

By same—

A bill for the benefit of Y. E. Hurt, sheriff of Adair county.

By Mr. Grover, from the committee on Finance—

A bill for the benefit of John Walden, of Estill county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred,

A bill to amend the revenue laws.

Reported the same with an amendment, as a substitute for said bill.

Ordered, That the Public Printer print one hundred and fifty copies of said amendment, and with the bill be placed in the orders of the day.

Mr. J. J. Landram, from the committee on Military Affairs, reported the following resolution, viz:

Whereas, in consequence of the hasty manner in which the troops of Kentucky were furnished, and the irregular manner in which inexperienced officers received volunteers—some regiments sent into the service partly full, and afterwards filled while in the field—a discrepancy of several thousands exist between the number of men actually furnished by Kentucky, and the number credited to her in the Adjutant General's Office at Washington.

And whereas, from the irregularities aforesaid, there are thousands of men in the service from Kentucky, for whom the Adjutant General of Kentucky cannot give descriptive lists, because they are not, as they ought to be, in his office.

And whereas, it is occurring every week, that widows and orphans are sending to the Adjutant General of Kentucky, for descriptive lists of their husbands and fathers, who have fallen in the service, for the purpose of obtaining bounties, back pay and pensions, yet they cannot be furnished—therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor is requested to send an agent to the President, and request a postponement of the impending draft, until the discrepancy between the offices of the Adjutant Generals of the United States and Kentucky, can be adjusted, and the number of men for which Kentucky is entitled to be credited, be ascertained.

2. That the Adjutant General of Kentucky is hereby directed to take immediate steps to procure, and file in his office, full and complete descriptive lists of all the soldiers Kentucky has furnished the General Government during the present war.

3. That the Governor is hereby directed to pay the same out of the Military Fund, for the amount he may cause to be expended under the first resolution, and also for such amount as the Adjutant General shall expend under the second resolution, upon being satisfied by competent testimony, that the amounts presented to him for payment were actually and necessarily expended for these purposes, and none other.

The question was then taken on the adoption of the first resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Grainger, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	J. D. Landrum,
Wm. S. Botts,	John K. Goodloe,	Henry D. McHenry,
John B. Bruner,	Asa P. Grover,	Jas. F. Robinson,
F. L. Cleveland,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	W. C. Whitaker—15.

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan,	M. P. Marshall,
N. R. Black,	W. W. Gardner,	George C. Riffe,
M. P. Buster,	Wm. H. Grainger,	C. T. Worthington,
W. T. Chiles,	Gibson Mallory,	George Wright—13.
M. J. Cook,		

The question was then taken on the adoption of the second resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. J. J. Landram and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Gibson Mallory,
R. T. Baker,	John F. Fisk,	M. P. Marshall,
N. R. Black,	W. W. Gardner,	H. D. McHenry,
Wm. S. Botts,	John K. Goodloe,	Geo. C. Riffe,
John B Bruner,	Wm. H. Grainger,	Jas. F. Robinson,
W. T. Chiles,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	T. W. Hammond,	W. C. Whitaker,
Harrison Cockrill,	John J. Landram,	C. T. Worthington,
M. J. Cook,	J. D. Landrum,	Geo. Wright—27.

In the negative—

M. P. Buster—1.

The question was then taken on the adoption of the third resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Buster, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	Henry D McHenry,
Wm. S. Botts,	Asa P. Grover,	Geo. C. Riffe,
John B. Bruner,	T. W. Hammond,	Jas. F. Robinson,
F. L. Cleveland,	John J. Landram,	Ben. Spalding,
Harrison Cockrill,	J. D. Landrum,	W. C. Whitaker,
John F. Fisk,	Gibson Mallory,	C. T. Worthington—20.
W. W. Gardner,	M. P. Marshall,	

Those who voted in the negative, were—

T. T. Alexander,	W. T. Chiles,	Wm. H. Grainger,
N. R. Black,	M. J. Cook,	George Wright—8.
M. P. Buster,	J. R. Duncan,	

The question was then taken on the adoption of the preamble, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and Buster, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	M. P. Marshall,
Wm. S. Botts,	Wm. H. Grainger,	Henry D. McHenry,
John B. Bruner,	Asa P. Grover,	G. C. Riffe,
F. L. Cleveland,	T. W. Hammond,	James F. Robinson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding,
John F. Fisk,	J. D. Landrum,	W. C. Whitaker,
W. W. Gardner,	Gibson Mallory,	George Wright—21.

Those who voted in the negative, were—

T. T. Alexander,	M. P. Buster,	J. R. Duncan,
N. R. Black,	M. J. Cook,	C. T. Worthington—6.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled,

An act for the benefit of common schools.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of common school district No. 35, in Daviess county.

An act to empower the Ohio county court to levy an additional tax, and issue bonds to erect a new court house.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the town of Burksville.

An act to change the place of voting in district No. 4, in Anderson county.

An act for the benefit of the sureties of H. L. South, of Breathitt county.

An act for the enrollment of the deaf and dumb and of those that are blind.

An act to amend an act to charter the Deposit Bank of Stanford.

An act for the benefit of George W. Darlinton, late sheriff of Greenup county.

An act for the benefit of B. S. Terrill, Jr, of Madison county.

An act to incorporate the Stephen Walker cemetery company.

And enrolled bills which originated in the Senate, of the following titles, viz:

An act to legalize the proceedings of the November term, 1863, of the Russell circuit court.

An act to encourage the raising of recruits in Bourbon county.

An act to amend the charter of the Hustonville and Coffeys Mill turnpike road company.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that they had performed that duty.

The Senate took up for consideration a bill from the House of Representatives entitled,

An act to amend the charter of the city of Paris.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill from the House of Representatives, entitled,

An act to enable the Southern Bank of Kentucky to wind up it affairs.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the president, directors and company of the Southern Bank of Kentucky be and they are hereby authorized and empowered to wind up the affairs of said bank, if a majority of the stockholders, represented by stock, shall consent to the same, or have consented thereto.

§ 2. To effect this the said president, directors and company shall have all the powers which may be necessary and proper to wind up and liquidate the affairs of said bank upon equitable principles.

§ 3. That said bank upon the acceptance of the privileges hereby given, is authorized and required to pay to the Treasurer of the State of Kentucky by depositing, in coin, to his credit, in the Bank of Kentucky at Louisville, in installments from time to time, the portion of capital belonging to the State of Kentucky; and also, to pay to the individual stockholders respectively, their rateable proportion of capital as may be distributed, with the understanding that the State and the individual stockholders, shall be bound to refund their rateable proportion to cover all liabilities of the bank, in the event the assets retained should prove insufficient for that purpose: *Provided*, That the statement presented with this bill shall be conclusive evidence against the bank, as to the condition of the bank, in all settlements with the commissioners of the sinking fund.

§ 4. This act to take effect from its passage.

Condition of the Southern Bank of Kentucky and Branches, on the 18th of November, 1863.

ASSETS.

Domestic bills	$215,477 07
Discounted notes	86,366 47
Debts tn suit, suspended debt and past due paper	176,024 09
Kentucky State bonds and other bonds and stocks	288,190 01
Banking houses and other real estate	43,885 19
Branch balances	717,259 35

Sterling exchange	$434,616 38
Due from Eastern and other banks	114,201 55
Gold and silver	1,619,171 47
United States notes	145,814 11
Kentucky bank notes	27,264 00
Southern Bank of Kentucky notes	218,438 00
Profit and loss account	65,528 62
Protest and cost account	959 04
Premium on exchange and expense account	17,633 88
	$4,170,829 23

LIABILITIES.

Capital stock	$1,500,000 00
Circulation	1,399,968 00
Exchange accounts	2,558 57
Discount accounts	1,450 99
Interest accounts	23,086 23
Individual depositors	425,524 02
Branch balances	643,056 63
Due to banks	89,486 16
Contingent fund	75,000 00
Dividend accounts	10,132 50
Sundries	566 13
	$4,170,829 23

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Fisk moved to amend said bill as follows, viz:

In section 3, line 4, after the word "pay," insert the words "in coin."

And the question being taken on the adoption of the amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Fisk and Gardner, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	J. J. Landram,
Wm. S. Botts,	Asa P. Grover,	W. C. Whitaker,
M. J. Cook,	T. W. Hammond,	C. T. Worthington—9.

Those who voted in the negative, were—

N. R. Black,	John K. Goodloe,	H. D. McHenry,
J. B. Bruner,	Wm. H. Grainger,	Geo. C. Riffe,
W. T. Chiles,	J. D. Landrum,	Jas. F. Robinson,
F. L. Cleveland,	Gibson Mallory,	Ben. Spalding,
J. R. Duncan,	M. P. Marshall,	Geo. Wright—16.
W. W. Gardner,		

Mr. Whitaker moved to amend said bill as follows, viz:

In section 3, line 2, strike out the word "coin," and insert the word "gold."

And the question being taken on the adoption of said amendment, it was decided in the negative.

Mr. Grover then moved to amend said bill as follows, viz:

In section 3, line 4, after the word "capital," insert the words "assetts and profits."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Wright, indefinite leave of absence was granted to Mr. J. D. Landrum, also, to Mr. Cockrill after Monday next.

And then the Senate adjourned.

MONDAY DECEMBER 21, 1863.

A message was received from the House of Representatives, announcing that they had passed bills and concurred in a resolution which originated in the Senate of the following titles, viz:

An act to amend section 15, article 1, chapter 38, Revised Statutes.

An act to amend section 9, article 1, chapter 37, of the Revised Statutes.

An act to repeal an act in relation to the trustees of the jury fund for the counties of Bath and Daviess, approved October 3, 1861.

An act for the benefit of the sheriff of Bath county.

An act for the benefit of T. J. Puryear, sheriff of Graves county.

An act for the benefit of Y. E. Hurt, sheriff of Adair county.

An act to amend the charter of the Louisville and Nashville railroad company.

An act for the benefit of Quintus C. Shanks, late sheriff of Ohio county.

An act to regulate the duties of notaries public.

An act for the benefit of the sheriff and other officers of Graves county.

With amendments to the two last named bills.

Resolution in relation to a draft.

That they had passed bills and adopted a resolution of the following titles, viz:

An act to amend an act to amend the law in relation to runaway slaves, approved December 19, 1861.

An act to incorporate the Neptune Encampment of Independent Order of Odd Fellows.

An act for the benefit of Wm. B. Craddock, sheriff of Hart county.

An act for the benefit of John S. Marksbury, sheriff of Grant county.

An act for the benefit of W. M. Samuels, sheriff of Hickman county.

Resolution requesting Senators and Representatives in Congress to vote to repeal section 13, of an act calling out national forces.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

The 1st and 2d were referred to the committee on the Judiciary, and 3d, 4th and 5th to the committee on Finance.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills which originated in the House of the following titles, viz:

An act for the benefit of the town of Lebanon.

An act for the benefit of E. B. Treadway, late sheriff of Owsley county.

An act for the benefit of Alexander Dean, of Crittenden county.

An act for the benefit of A. C. Cox, of Green county.

An act to amend chapter 28, of the Revised Statutes, article 9, title, "Forgery and Counterfeiting."

An act for the benefit of Martin Bailey, jailer of Monroe county.

An act for the benefit of Mathew Mullins, late clerk of the Pendleton circuit and county courts.

An act to incorporate Mt. Zion Lodge of Free and Accepted Masons, in Louisville, Ky.

An act for the benefit of Frank Catron, late sheriff of Knox county.

An act for the benefit of B. E. Courts, sheriff of Green county.

An act for the benefit of Montgomery county.

An act to amend the charter of the town of Carrollton.

An act to incorporate Lovelaceville Lodge, No. 111, Independent Order of Odd Fellows.

Resolution providing for the election of State Librarian.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act to encourage the raising of recruits in Bourbon county.

An act to amend the charter of the Hustonville and Coffey's Mill turnpike road company.

An act to legalize the proceedings of the November term, 1863, of the Russell circuit court.

Mr. Riffe, from the committee on Religion, to whom had been referred,

A bill authorizing the closing of public offices on certain days.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill as amended, be read a third time.

The constiutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruner, from the committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled,

An act to increase the fees of assessors of this Commonwealth.

Reported the same without amendment.

Ordered, That said bill be referred to the committee on Finance.

Mr. Fisk, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend chapter 75, Revised Statutes, in relation to poor-houses.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Fisk, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to increase the pay of grand jurors.

Reported the same with the expression of opinion, that it ought not to pass.

Said bill reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That section 11, article 5, chapter 55, Revised Statutes, entitled, "jurors, grand and petit," shall be so amended, that grand jurors shall receive one dollar and fifty cents for each day they shall serve.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cook, were as follows, viz:

Those who voted in the affirmative, were—

F. L. Cleveland, John K. Goodloe, George Wright—4.
M. J. Cook,

Those who voted in the negative, were—

R. T. Baker,	John F. Fisk,	H. D. McHenry,
N. R. Black,	W. W. Gardner,	Geo. C. Riffe,
Wm. S. Botts,	Wm. H. Grainger,	J. F. Robinson,
Jno. B. Bruner,	Asa P. Grover,	Ben. Spalding,
W. T. Chiles,	T. W. Hammond,	C. T. Worthington—16.
J. R. Duncan,		

So the said bill was disagreed to.

Mr. Botts moved a reconsideration of the vote by which the Senate on the 18th inst., refused to order to a third reading the bill from the House of Representatives, entitled,

An act for the benefit of P. Palmer, late sheriff of Marshall county.

Said motion was not then considered.

On motion, leave of absence was granted to Messrs. Black, Wright, Grainger, and Chiles, and indefinite leave of absence to Messrs. Marshall and Fisk.

The Senate took up for consideration bills from the House of Representatives, of the following titles, viz:

An act to suspend for two years, in the counties of Harlan, Whitley, Perry, Knox, Pike, and Letcher, an act approved 25th of February, 1862, entitled, an act to amend chapter 83, of the Revised Statutes, title, "Revenue and Taxation."

An act for the benefit of B. B. Vaughan, late sheriff of Cumberland county.

An act for the benefit of Travis Cockrill.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was referred to the committee on the Revised Statutes, and the 2d and 3d to the committee on Finance.

The Senate also took up for consideration resolutions which originated in the House of Representatives, of the following titles, viz:

Resolution requesting our Senators and Representatives in Congress to procure the passage of a bill to reimburse Kentucky for losses sustained by rebel raids.

Resolution requesting Senators and Representatives in Congress to vote to repeal section 13, of an act calling out national forces.

Ordered, That said resolutions be referred to the committee on Federal Relations.

The Senate also took up for consideration, the amendments proposed by the House of Representatives, to a bill from the Senate, entitled,

An act regulating the duties of notaries public.

Ordered, That said bill and amendments be referred to the committee on the Judiciary.

The Senate also took up for consideration, the amendments proposed by the House of Representatives to a bill from the Senate, entitled,

An act for the benefit of the sheriff and other officers of Graves.

And the question being taken on concurring in said amendments, it was decided in the affirmative.

Resolved, That the title be amended to read, an act for the benefit of the sheriffs and other officers of Graves, Hickman, Fulton and Powell counties.

A message was received from the House of Representatives, announcing that they had concurred in resolutions from the Senate of the following titles, viz:

Resolution for the purpose of correcting the returns of troops furnished from the different counties.

Resolution in relation to Military Enrollment.

Amessage was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to amend an act, entitled, an act to establish a uniform weight of coal, approved 15th February, 1858.

An act for the benefit of George Parker, of Union county.

An act to incorporate the Ursuline Society and Academy of Education.

An act to change the time of holding the terms of the Bourbon quarterly courts.

An act to construe an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South, approved January 12th, 1860.

An act for the benefit of Bennett Spears, sheriff of the county of Monroe.

That they had concurred in the amendments proposed by the Senate to bills which originated in the House, of the following titles, viz:

An act to amend section 741 of the Civil Code of Practice.

An act for the benefit of the sheriff of Bath county.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution which originated in the House of Representatives, of the following titles, viz:

An act exempting Clinton county from the payment of revenue for the years 1862 and 1863.

An act entitled an act, to amend section 647, sub-division 3, article 2, chapter 3, of the Civil Code of Practice, entitled, "Evidence."

An act to amend section 719, of the Civil Code of Practice.

An act to amend section 6, Civil Code of Practice.

An act to amend the charter of the Deposit Bank of Owensboro'.

An act for the removal of the seat of justice for Lewis county.

Preamble and resolution in relation to forage taken by Federal officers, and proper vouchers not furnished.

And enrolled bills and resolutions which originated in the Senate of the following titles, viz:

An act for the benefit of common schools.

Resolution of thanks to the army of the Cumberland, and army of the Mississippi.

Resolution in relation to the election of State Librarian.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Riffe moved the following resolution, viz:

Resolved by the Senate, That when they adjourn to-day, they will adjourn to meet on to-morrow at 8 o'clock, A. M.

Which was adopted.

And then the Senate adjourned.

TUESDAY DECEMBER 22, 1863.

A message was received from the House of Representatives announcing that they had passed bills of the following titles, viz:

An act to furnish the clerks' offices of this State with public books, when they have been destroyed by fire or otherwise.

An act to enable the county court of Crittenden county to build a jail.

An act to change the law in relation to appraisers.

An act to change a voting place in election district No. 2, in Greenup county.

That they had received official information from the Governor that he had approved and signed enrolled bills and a resolution which originated in the House of Representatives, of the following titles, viz:

An act to amend section 6, Civil Code of Practice.

An act exempting Clinton county from the payment of the revenue for the years 1862 and 1863.

An act, entitled, an act to amend section 647, sub-division 3, article 2, chapter 3, of the Civil Code of Practice, entitled, "Evidence."

An act to amend the charter of the Deposit Bank of Owensboro.

An act for the removal of the seat of justice for Lewis county.

Preamble and resolution in relation to forage taken by federal officers and proper vouchers not given.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed an enrolled bill and resolutions, of the following titles, viz:

An act for the benefit of common schools.

Resolution in relation to the election of State Librarian.

Resolution of thanks to the army of the Cumberland, and army of the Mississippi.

Also, a message in writing from the Governor, which lies one day on the table.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Caroline Favre.

An act for the benefit of jailers of this Commonwealth.

An act to enable the Southern Bank of Kentucky to wind up its affairs.

And enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled, an act to establish a uniform weight of coal, approved 15th February, 1858.

An act for the benefit of Quintus C. Shanks, late sheriff of Ohio county.

Resolution in relation to military enrollments, &c.

Resolution in relation to a draft.

Resolution for the purpose of correcting the returns of troops furnished from the different counties.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature hereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills which originated in the House of the following titles, viz:

An act for the benefit of Beverly S. Terrill, Jr., of Madison county.

An act to incorporate the Stephen Walker Cemetery Company.

An act for the benefit of Geo. W. Darlington, late sheriff of Greenup county.

An act to amend an act, to charter the Deposit Bank of Stanford.

An act for the benefit of the sureties of H. L South, late sheriff of Breathitt county.

An act for the enrollment of the Deaf and Dumb, and Blind.

An act to amend the charter of the town of Burksville.

And then the Senate adjourned.

TUESDAY JANUARY 5, 1864.

In pursuance of adjournment, the Senate met this day, and on a call of the roll the following Senators were present, viz:

B. H. Bristow, John B. Bruner, M. P. Buster, M. J. Cook, J. R. Duncan, W. W. Gardner, John K. Goodloe, Jno. J. Landram, Jno. A. Prall and W. C. Whitaker.

There being no quorum present,

On motion, the Senate adjourned until to-morrow at 10 o'clock.

WEDNESDAY, JANUARY 6, 1864.

On motion, a call of the roll was ordered, and the following Senators answered to their names, viz:

R. T. Baker, B. H. Bristow, John B. Bruner, F. L. Cleveland, M. J. Cook, J. R. Duncan, R. H. Field, W. W. Gardner, Wm. H. Grainger, Asa P. Grover, John J. Landram, Gibson Mallory, John A. Prall, Wm. Sampson, Ben. Spalding, W. C. Whitaker and Geo. Wright.

Mr. Whitaker then moved a call of the Senate.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	John A. Prall,
Jno. B. Bruner,	Wm. H. Grainger,	Ben. Spalding,
F. L. Cleveland,	John J. Landram,	W.C. Whitaker—10.
M. J. Cook,		

Those who voted in the negative, were—

B. H. Bristow,	Asa P. Grover,	Wm. Sampson,
W. W. Gardner,	Gibson Mallory,	George Wright—7.
John K. Goodloe,		

Mr. Gardner moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	Wm. Sampson,
B. H. Bristow,	Asa P. Grover,	Ben. Spalding—8.
W. W. Gardner,	Gibson Mallory,	

Those who voted in the negative, were–

J. B Bruner,	J. R. Duncan,	John A. Prall,
F. L. Cleveland,	Wm. H. Grainger,	W. C. Whitaker,
M. J. Cook,	J. J. Landram,	Geo. Wright—9.

On motion of Mr. Grover, further action under the call of the Senate was suspended.

And then the Senate adjourned.

THURSDAY, JANUARY 7, 1864.

The Speaker laid before the Senate the petition of Leslie Combs, Clerk of the Court of Appeals, in relation to enlarging the office of said clerk.

Also, the petition of Alex. Seiver, asking the privilege of peddling without license.

Which were received, the reading dispensed with, and referred—the 1st to the committee on the Court of Appeals, and the 2d to the committee on Finance.

The following petitions were presented, viz:

1. By Mr. Goodloe, the petition of the Clerk of the Court of Appeals, in relation to the furnishing of fuel for the office of said Clerk.

2. By Mr. Cleveland, the petition of the trustees of school district No. 36, in Bracken county, authorizing the drawing of the school fund under certain circumstances.

3. By same, the petition of sundry citizens of Bracken county, praying the passage of an act exempting David Shotwell from the payment of State and county tax.

4. By Mr. Sampson, the petition of sundry citizens of Barren county, in relation to a change of the line between said county and the county of Allen.

Which were received, the reading dispensed with, and referred—the 1st to the committee on the Court of Appeals; the 2d to the committee on Education; the 3d to the committee on Finance, and the 4th to the committee on Propositions and Grievances.

Leave was given to bring in the following bills, viz:

On motion of Mr. Prall—1. A bill to increase the fees of county court clerks.

On motion of Mr. Cook—2. A bill to compensate sheriffs for attending on courts.

On motion of same—3. A bill for the benefit of W. P. Evans, sheriff of Laurel county.

On motion of Mr. J. J. Landram—4. A bill to amend the police laws of the town of Warsaw.

On motion of Mr. Cleveland—5. A bill to amend the charter of the city of Augusta.

On motion of Mr. Gardner—6. A bill for the benefit of J. M. Buckman, late sheriff of Union county.

On motion of same—7. A bill for the benefit of Allen Cummins, of Union county.

On motion of Mr. Anthony—8. A bill to amend section 20, article 7, chapter 93, of the Revised Statutes.

Ordered, That the committee on Revised Statutes prepare and bring in the 1st and 8th; the committee on Finance the 2d and 3d; the committee on County Courts the 5th and 6th; the committee on Military Affairs the 7th, and that a select committee consisting of Messrs. J. J. Landram, Baker and Cleveland, be requested to prepare and bring in the 4th.

Mr. Cleveland moved the following resolution, viz:

Whereas, the Congressional committee on Ways and Means have under consideration an amendment of the "Internal Revenue Act," which amendment proposes to tax *leaf tobacco* twenty cents per pound, and also to increase the tax on all its manufactures; and whereas, it is computed that at least eighty millions of pounds of tobacco are now held in this State, which would be subject to this additional tax of twenty cents per pound, falling with great severity on many portions of the State, and discriminating most prejudicially against this particular branch of agriculture—therefore be it,

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the tax, as proposed by the Commissioner of Internal Revenue, is greatly disproportional to the tax on other agricultural products, and manifestly unjust to a great number of the agriculturalists of this Commonwealth.

2. That the proposed increase upon manufactured tobacco, leaving leaf untaxed, would in the opinion of this legislature, produce our full proportion of revenue, as the quota of one staple of our State, towards the support of Government and the payment of the interest on the public debt.

3. That our Senators be instructed, and our Representatives be requested, to oppose any amendment to the existing law which would work such great injury to the State, and that the Governor be requested to forward a copy of these resolutions to each of our members in Congress.

The rule of the Senate being dispensed with, said resolution was taken up and referred to a select committee consisting of Messrs. Cleveland, Grover, Mallory, McHenry, Bristow and Anthony.

Mr. Prall moved the following resolution, viz:

Resolved, That the reporters of the Louisville and Cincinnati papers be admitted to seats upon the floor of the Senate.

Which was adopted.

Mr. Sampson moved the following resolution, viz:

Resolved, That the committee on Military Affairs be instructed to inquire into the propriety of raising and equipping not less than three nor more than five regiments of mounted troops for the State defense, and report by bill or otherwise on or before Tuesday next, at 11 o'clock, A. M.

Which was adopted.

On motion of Mr. Robinson,

Ordered, That the Public Printer print five hundred copies each of the reports of the Superintendents of the Eastern and Western Lunatic Asylums, and of the Deaf and Dumb, in addition to the usual number printed.

And then the Senate adjourned.

FRIDAY, JANUARY 8, 1864.

A message was received from the House of Representatives announcing that they had disagreed to the amendment proposed by the Senate to a resolution from the House of Representatives, entitled,

Resolution for the benefit of W. T. Samuels and J. H. Johnson.

That they had passed bills and adopted a resolution of the following titles, viz:

An act for the benefit of James H. Eubank.

An act for the benefit of James H Eubank, late sheriff of Barren county.

Resolution in providing for the election of Public Printer and Public Binder.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Caroline Farve.

An act for the benefit of jailers of this Commonwealth.

An act to enable the Southern Bank of Kentucky to wind up its affairs.

The following petitions were presented, viz:

1. By Mr. McHenry, the petition of sundry citizens of Butler county, praying for the extension of the town limits of Rochester.

2. By Mr. Cleveland, the petition of trustees of school district No. 42, Bracken county, authorizing them to draw the school fund of said district under certain circumstances.

Which were received, the reading dispensed with, and referred—the 1st to the committee on the Judiciary, and the 2d to the committee on Education.

A message was received from the Governor, by Mr. Van Winkle, Secretary of State, announcing that he had approved and signed enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act for the benefit of common schools.

An act for the benefit of Quintus C. Shanks, late sheriff of Ohio county.

An act to amend an act, entitled, an act to establish a uniforn weight of coal, approved 15th February, 1858.

Resolution for the purpose of correcting the returns of troops from the different counties.

Resolutions in relation to draft.

Resolution in relation to military enrollment, &c.

Also, a message in writing, which was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *January 7th*, 1864,

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

E. R. Daring, of Jefferson; Eben Milton, of Pulaski; Arch. Means, of Boyd; Wm. P. Payne, of Russell; G. Stoll, Jr., Benj. F. Graves, and John Hansbro, of Fayette; Geo. F. Higginson, of Union; J. M. Bigger, of McCracken; Nathan W. Gould, of Henry; John P. Gracey, of Caldwell; R. T. Thornton, G. R. Ferron, James R. Hallam, and F. M. Webster, of Campbell.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

On motion of Mr. Whitaker, he was relieved from further service on the committee on Military Affairs.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to authorize the administrators of George Johnson, deceased, to pay lawyer's fee for prosecuting the murderers of said decedent.

An act to amend section 741 of the Civil Code of Practice.

An act for the benefit of Mrs. Jane Ham.

An act for the benefit of G. T. Blakey, of Logan county.

An act for the benefit of the sheriff of Bath county.

An act to amend chapter 75, Revised Statutes, in relation to poor-houses.

An act to amend the charter of the city of Paris.

And enrolled bills which originated in the Senate of the following titles, viz:

An act to amend the charter of the Louisville and Nashville railroad company.

An act for the benefit of the sheriff and other officers of Graves, Hickman, Fulton and Powell counties.

An act to amend section 15, article 1, chapter 38, Revised Statutes.

An act to amend section 9, article 1, chapter 37, of the Revised Statutes.

An act to repeal an act in relation to the trustees of the jury fund for the counties of Bath and Daviess, approved October 3, 1861.

An act to change the time of holding the terms of the Bourbon quarterly courts.

An act to incorporate the Ursuline Society and Academy of Education.

An act for the benefit of the sheriff of Barren county.

An act for the benefit of Y. E. Hurt, sheriff of Adair county.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that they had performed that duty.

The Senate then took up for consideration bills from the House of Representatives, of the following titles, viz:

1. An act to furnish the clerks' offices of this State with public books, when they have been destroyed by fire or otherwise.

2. An act to enable the county court of Crittenden county to build a jail.

3. An act to change the law in relation to appraisers.

4. An act to change a voting place in election district No. 2, in Greenup county.

5. An act for the benefit of James H. Eubank.

6. An act for the benefit of James H. Eubank, late sheriff of Barren county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred, the 1st, 3d, 5th and 6th to the committee on Finance; the 2d to the committee on County Courts, and the 4th to the committee on Privileges and Elections.

The Senate also took up for consideration amendment proposed by the House of Representatives, to a bill from the Senate, entitled,

An act to amend section 25, chapter 24, of the Revised Statutes.

Which was twice read and concurred in.

Also, a resolution from the House of Representatives providing for the election of Public Printer and Public Binder.

Which was twice read and concurred in.

Also, the disagreement of the House of Representatives to an amendment proposed by the Senate, to a resolution from the House of Representatives, entitled,

Resolution for the benefit of W. T. Samuels and J. H. Johnson.

Resolved, That the Senate adhere to their amendment.

Also, a message in writing from the Governor, which is as follows, viz:

EXECUTIVE DEPARTMENT,
Frankfort, *December*, 1863.

Gentlemen of the Senate:

I nominate for your advice and consent, the following persons as notaries public for the counties named, viz:

John O. Brien, of Daviess; H. M. Rucker, of Bourbon; Wm. A. Stivers, of Fayette; Q. Quigley, of McCracken.

THO. E. BRAMLETTE, *Governor*.

Resolved, That the Senate advise and consent to said appointments.

Leave was given to bring in the following bills, viz:

On motion of Mr. Sampson—1. A bill requiring the Register of the Land Office to record unrecorded surveys in his office.

On motion of Mr. Bush—2. A bill for the benefit of Allen N. Bush, late sheriff of Clarke county.

On motion of Mr. Cook—3. A bill for the benefit of E. B. Treadway, late sheriff of Owsley county.

On motion of same—4. A bill to increase the fees of the sheriffs of Knox, Whitley, Laurel and Rockcastle counties.

On motion of M. Mallory—5. A bill for the benefit of the city court of Louisville.

On motion of Mr. Grover—6. A bill to amend chapter 3, article 1, section 25, of the Civil Code of Practice.

On motion of Mr. Cleveland—7. A bill to repeal in part an act, entitled, an act to amend and reduce into one the several acts concerning private passways in certain counties.

On motion of Mr. Botts—8. A bill to amend the charter of the Poplar Plains and Flemingsburg turnpike road company.

The committee on Finance was directed to prepare and bring in the 1st and 3d; the committee on Revised Statutes the 4th; the committee on Circuit Courts the 5th; the committee on Codes of Practice the 6th; the committee on County Courts the 7th; Messrs. Bush, Prall and An-

thony, were requested to prepare and bring in the 2d, and Messrs. Botts, Goodloe and Baker the 8th.

And then the Senate adjourned.

SATURDAY, JANUARY 9, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of the executors of R. R. Revill deceased.

An act for the benefit of John Hansel.

An act for the benefit of J. H. Walker, former sheriff of Crittenden county.

An act for the benefit of Allen S. Haggard and others.

That they had passed a bill, entitled,

An act for the benefit of the minor children of James M. Barclay deceased.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That said bill be referred to the committee on the Judiciary.

The following petitions were presented, viz:

By Mr. Bristow, the petition of Mildred R. Goodall, praying the passage of an act authorizing the sale of a tract of land near Hopkinsville.

By Mr. Botts, the petition of Joseph Nickel, asking the passage of an act for his benefit.

Which were received, the reading dispensed with, and referred—the 1st to the committee on the Judiciary, and the 2d to the committee on Finance.

The following bills were reported, viz:

By Mr. McHenry, from the committee on Circuit Courts—

A bill allowing pay for blank books and papers in Louisville city court.

By Mr. Baker, from the committee on County Courts—

A bill to amend the charter of the city of Augusta.

By Mr. Bush, from a select committee—

A bill for the benefit of Allen N. Bush, late sheriff of Clarke county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Robinson, from the committee on the Judiciary, to whom had been referred,

A bill to amend chapter 35, of the Revised Statutes,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bristow, from the committee on Military Affairs, reported

A bill empowering the Governor to raise a force for the defense of the State.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be made the special order of the day for Tuesday next 11 o'clock, A. M.

Mr. J. J. Landram, from a select committee, reported,

A bill to amed an act, entitled, an act to elect police judge and marshal in the town of Warsaw.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That said bill be recommitted to the same committee.

Mr. Robinson, from a select committee, reported

A bill for the benefit of Monroe county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Anthony,	J. R. Duncan,	John A. Prall,
R. T. Baker,	Richard H. Field,	Wm. B. Read,
N. R. Black,	W. W. Gardner,	Geo. C. Riffe,
Wm. S. Botts,	Wm. H. Grainger,	Jas. F. Robinson,
B. H. Bristow,	Asa P. Grover,	Wm. Sampson,
John B. Bruner,	T. W. Hammond,	Ben. Spalding,
James H. G. Bush,	John J. Landram,	W. C. Whitaker,
F. L. Cleveland,	Gibson Mallory,	C. T. Worthington,
M. J. Cook,	H. D. McHenry,	George Wright—27.

In the negative, none—

Resolved, That the title thereof be as aforesaid.

On motion of Mr. Bristow, Mr. Sampson was added to the committee on Military Affairs.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cook—1. A bill for the benefit of John Cummins, of Rockcastle county.

On motion of Mr. Botts—2. A bill to amend section 10, article 6, chapter 83, of the Revised Statutes, title, "Revenue and Taxation."

On motion of Mr. Wright—3. A bill for the benefit of the jailer of Warren county.

On motion of Mr. Gardner—4. A bill for the benefit of J. A. Jackson, sheriff of Webster county.

On motion of same—5. A bill for the benefit of the sureties of R. S. Spalding, late sheriff of Union county.

On motion of same—6. A bill to change the terms of the courts of 2d and 14th Judicial Districts.

On motion of Mr. Whitaker—7. A bill to establish a State school of teachers.

On motion of Mr. J. J. Landram—8. A bill to amend the charter of the town of Warsaw.

The committee on Finance was directed to prepare and bring in the 1st, 2d, 3d and 4th; the committee on County Courts the 5th; the committee on Circuit Courts the 6th; the committee on Education the 7th,

and Messrs. Landram, Cleveland and Baker were requested to prepare and bring in the 8th.

Mr. Bristow moved the following resolution, viz:

Resolved, That the committee on Agriculture and Manufactures be instructed to inquire into the expediency of a law repealing the act authorizing the city council of Louisville to appoint tobacco inspectors, and what further legislation, if any, is necessary to protect the interest of planters in sales of tobacco in the city of Louisville; and that they report by bill or otherwise, on or before Saturday next, at 10 o'clock, A. M.

Which was adopted.

And then the Senate adjourned.

MONDAY JANUARY 11, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill which originated in the Senate, entitled,

An act to change the voting place in the Gradyville precinct in Adair county.

That they had passed bills of the following titles, viz:

1. An act to change the place of voting in district No. 6, in Todd county.

2. An act for the benefit of the sheriff of Anderson county.

3. An act for the benefit of the trustees of the town seminary of Princeton.

4. An act for the benefit of Jacob Fisher and his associates.

5. An act to permit John Moran, jailer of Greenup county, to have a deputy.

6. An act to change the voting place in district No. 2, in Greenup county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of the 1st, 2d, 3d, 4th and 5th of said bills being dispensed with,

They were referred, the 1st to the committee on Privileges and Elections; the 2d to the committee on Finance; the 3d, to the committee on Education; the 4th to the committee on Revised Statutes, and the 5th to the committee on the Judiciary.

The question was then taken on ordering the 6th of said bills to be read a second time, and it was decided in the negative.

So said bill was rejected.

Mr. Botts, from the committee on Finance, asked to be discharged from the further consideration of the petitions of Alex. Seiver and David Shotwell.

Which was granted.

Also, to be discharged from the further consideration of a bill from the House of Representatives, to them referred, entitled,

An act to change the law in relation to appraisers,

And that it be referred to the committee on Revised Statutes.

Which was granted.

Mr. Bruner, from the committee on Education, reported

A bill to establish a State school for teachers.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that said bill be recommitted to the same committee.

Mr. J. J. Landram, from the committee on Privileges and Elections, to whom had been referred a bill from the House of Representatives, entitled,

An act to change a voting place in election district No. 2, in Green-up county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had adopted a preamble and resolutions in relation to the adjustment and payment of claims of citizens of Kentucky against the United States.

Which were taken up and referred to the committee on Federal Relations.

On motion of Mr. McHenry,

Ordered, That the House of Representatives be advised of the appointment of a select committee on the part of the Senate, whose duty it shall be to take into consideration the tobacco interest of the State, and request that they should appoint a similar committee to act in conjunction with the committee appointed by the Senate.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend section 25, chapter 24, of the Revised Statutes.

An act for the benefit of the executors of R. R. Revill, deceased.

An act for the benefit of John Hansel.

An act for the benefit of George Parker, of Union county.

An act for the benefit of J. H. Walker, former sheriff of Crittenden county.

An act for the benefit of Allen S. Haggard and others.

An act to construe an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South, approved January 12th, 1860.

An act for the benefit of T. J. Puryear, sheriff of Graves county.

An act for the benefit of Bennett Spears, sheriff of the county of Monroe.

And an enrolled resolution which originated in the House of Representatives, entitled,

Resolution providing for the election of Public Printer, and Public Binder.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the Governor, by Mr. Van Winkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act to incorporate the Ursuline Society and Academy of Education.

An act to repeal an act in relation to the trustees of the jury fund of the counties of Bath and Daviess, approved October 3, 1861.

An act for the benefit of Y. E. Hurt, sheriff of Adair county.

An act for the benefit of the sheriff of Adair county.

An act to change the times of holding the terms of the Bourbon quarterly court.

An act to amend section 9, article 1, chapter 37, Revised Statutes.

An act for the benefit of the sheriffs and other officers of the counties of Graves, Hickman, Fulton and Powell.

An act to amend the charter of the Louisville and Nashville railroad company.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cook—1. A bill to authorize the Governor to appoint commissioners to adjudicate the claims of citizens who have sustained losses by the federal troops.

On motion of Mr. Worthington—2. A bill for the benefit of the stockholders of the Parksville turnpike road company.

On motion of Mr. Duncan—3. A bill to regulate the sale of patent medicines in Kentucky.

On motion of Mr. Wright—4. A bill for the benefit of county court clerks and other officers of this Commonwealth.

Messrs. Cook, Wright and Prall were requested to prepare and bring in the 1st; the committee on Internal Improvement was directed to prepare and bring in the 2d; the committee on Revised Statutes the 3d, and the committee on County Courts the 4th.

On motion of Mr. Worthington,

Ordered, That the Public Printer print five hundred copies of the report of the Superintendent of the Deaf and Dumb Asylum at Danville, one-half of which is to be sent to the Superintendent.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the committee on Revised Statutes be instructed to inquire into the propriety of changing the time of meeting of the General Assembly, and to report by bill or otherwise, on or before the 29th inst.

Which was adopted.

Mr. Bush moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the committees on Revised Statutes, in the Senate and House of

Representatives, hold joint sessions upon the subject of regulating the fees of circuit and county court clerks, and other officers now referred to said committees.

Which was adopted.

And then the Senate adjourned.

TUESDAY JANUARY 12, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act authorizing the closing of public offices on certain days.

An act to amend the charter of the city of Augusta.

That they had passed bills of the following titles, viz:

An act to change the place of voting in district No. 3, in Simpson county.

An act to authorize the county court of Grant, to grant the privilege of erecting gates across the Frankfort and Falmouth road.

An act to amend chapter 5, Civil Code of Practice, title, "Provisional Remedies."

An act to incorporate Humboldt Lodge, No. 141, I. O. O. F., Louisville, Kentucky.

An act to legalize the election of police judge and other officers for the town of Smithland.

An act to incorporate the Newport hotel company.

An act to empower the city court of Newport to discontinue a portion of an alley in said city.

An act to repeal an act, entitled, an act to prevent the destruction of fish in Fleming creek.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred, the 1st to the committee on Privileges and Elections; the 2d to the committee on Internal Improvements; the 3d to the committee on the Codes of Practice; the 4th, 5th, 6th and 7th to the committee on the Judiciary, and the 8th to the committee on Agriculture and Manufactures.

A message was also received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz:

Resolution requesting the Commissioners of the Sinking Fund to make a report of the condition and application of said fund.

Resolution providing for the safe keeping of the flag of the 22d Regiment Volunteer Infantry, together with other flags that have been, or may be presented to the State.

Which were twice read and concurred in.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills which originated in the House of the following titles, viz:

An act for the benefit of Mrs. Jane Ham.

An act for the benefit of the sheriff of Bath county.

An act to authorize the administrators of George Johnson, deceased, to pay lawyer's fee for prosecuting the murderers of said decedent.

An act to amend section 741 of the Civil Code of Practice.

An act to amend chapter 75, Revised Statutes, in relation to poor-houses.

An act for the benefit of G. T. Blakey, of Logan county.

An act to amend the charter of the city of Paris.

An act to amend section 719, of the Civil Code of Practice.

The following petitions were presented, viz:

1. By Mr. Cook, the petition of sundry citizens of Rockcastle county, asking the repeal of an act heretofore passed by the legislature of Kentucky, for the benefit of Jacob McClaney.

2. By same, the petition of Wm. J. Miller and others, praying for the passage of an act for the benefit of Wm. Anderson Miller.

3. By Mr. Alexander, the petition of sundry citizens of Clinton county, praying for the passage of an act for the benefit of the securities of J. J. Wood, late sheriff of said county, and also for the benefit of said county.

4. By Mr. Gardner, the petition of L. S. Mitchell, of Union county, praying an act for his benefit.

Which were received, the reading dispensed with, and referred—the 1st and 4th to the committee on County Courts; the 2d to the committee on Education, and the 3d to the committee on Finance.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Alexander, from the committee on County Courts—

An act for the benefit of the administrator of Wm. Samuel.

By same—

An act for the benefit of the heirs of Thomas H. Barnes deceased, late clerk of Madison county.

By Mr. Botts, from the committee on Finance—

An act for the benefit of Jonathan Lewis and his deputies.

By same—

An act for the benefit of the securities of James Heard, late sheriff of Clay county.

By same—

An act for the benefit of Travis Cockrill.

By same—

An act for the benefit of the sheriff of Livingston county.

By Mr. Grover, from the committee on Finance --

An act for the benefit of Jno. S. Marksbury, sheriff of Grant county.

By Mr. Worthington, from the committee on Finance—

An act for the benefit of James H. Eubank, late sheriff of Barren county.

By same—

An act for the benefit of Elias Dunbar, of Russell county.

By Mr. Alexander, from the committee on Finance—

An act for the benefit of Wm. B. Craddock, sheriff of Hart county.

By Mr. Robinson, from the committee on the Judiciary—

An act to incorporate the Neptune Encampment of Independent Order of Odd Fellows.

By same—

An act to amend an act to amend the law in relation to runaway slaves, approved December 19, 1861.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of James H. Eubank.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	H. D. McHenry,
Wm. Anthony,	Richard H. Field,	John A. Prall,
R. T. Baker,	W. W. Gardner,	Wm. B. Read,
N. R. Black,	John K. Goodloe,	Geo. C. Riffe,
Wm. S. Botts,	Wm. H. Grainger,	Jas. F. Robinson,
B. H. Bristow,	Asa P. Grover,	Wm. Sampson,
John B. Bruner,	T. W. Hammond,	Ben. Spalding,
James H. G. Bush,	John J. Landram,	W. C. Whitaker,
F. L. Cleveland,	J. D. Landrum,	C. T. Worthington,
Harrison Cockrill,	Gibson Mallory,	George Wright—31.
M. J. Cook,		

In the negative, none—

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the same committee, to whom had been referred a bill from the House or Representatives, entitled,

An act for the benefit of B. B. Vaughan, late sheriff of Cumberland county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The qqestion was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	Gibson Mallory,
Wm. Anthony,	M. J. Cook,	H. D. McHenry,
R. T. Baker,	J. R. Duncan,	Wm. B. Read,

N. R. Black,	Richard H. Field,	Geo. C. Riffe,
Wm. S. Botts,	W. W. Gardner,	Jas. F. Robinson,
John B Bruner,	Wm. H. Grainger,	Ben. Spalding,
James H. G. Bush,	Asa P. Grover,	C. T. Worthington,
M. P. Buster,	T. W. Hammond,	Geo. Wright—26.
F. L. Cleveland,	John J. Landram,	

In the negative, none—

Resolved, That the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same:

By Mr. Grover, from the committe on County Courts—

A bill for the benefit of James T. Yates and James Garnett, executors of Cager Creel, deceased.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of J. A. Jackson, sheriff of Webster county.

By Mr. Grover, from the same committee—

A bill for the benefit of W. P. Evan, sheriff of Laurel county.

By same—

A bill for the benefit of John W. Buckman, late sheriff of Union county.

By same—

A bill for the benefit of R. S. Spalding, late sheriff of Union county.

By Mr. Worthington, from the same committee—

A bill for the benefit of Wm. McClure, sheriff of Rockcastle county.

By same—

A bill for the benefit of John Cummins, late sheriff of Rockcastle county.

By Mr. McHenry, from the committee on the Judiciary—

A bill to enlarge the limits of the town of Rochester, Butler county.

By Mr. J. J. Landram, from a select committee—

A bill to amend an act entitled, an act incorporating the town of Warsaw.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Robinson, from the committee on the Judiciary, to whom had been referred the amendments proposed by the House of Representatives to a bill from the Senate, entitled,

An act regulating the duties of notaries public.

Reported the same with the expression of opinion that said amendments should be concurred in.

And the question being taken on concurring in the report of the committee, it was decided in the affirmative.

Mr. J. J. Landram, from a select committee, to whom had been referred,

A bill to amed an act, entitled, an act to elect police judge and marshal in the town of Warsaw,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor, by Mr. Van Winkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of Allen S. Haggard and others.

An act to amend section 25, chapter 24, of the Revised Statutes.

An act for the benefit of J. H. Walker, former sheriff of Crittenden county.

An act for the benefit of T. J. Puryear, sheriff of Graves county.

An act for the benefit of John Hansel.

An act to construe an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South, approved January 12th, 1860.

An act for the benefit of the executors of R. R. Revill, deceased.

An act for the benefit of Bennett Spears, sheriff of the county of Monroe.

An act for the benefit of George Parker, of Union county.

Also, a message in writing.

The rule of the Senate being dispensed with,

Said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *January* 12*th*, 1864,

Gentlemen of the Senate:

I nominate for your advice and consent, as Commissioners of the Western Kentucky Lunatic Asylum, John B. Gowen, vice John B. Gowen, whose term expired on 1st January, 1864.

I also nominate as notaries public, Calvin Holton, of Grant county; H. C. McLeod, of Woodford county; Jas. B. Anderson, of Daviess county; H. H. Skiles, of Warren county; Benj. Bell, of Boyle county, and R. A. Athey, of Kenton county.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

Mr. Cook, from a select coommittee, to whom had been referred,

A resolution in relation to the construction of a military road,

Reported the same without amendment.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had appointed a committee on their part, to act in conjunction with a similar committee to be appointed on the part of the Senate, to take into consideration the disagreement between the two Houses, in relation to a resolution from the House of Representatives, entitled,

Resolution in favor of W. T. Samuels and J. H. Johnson.

Whereupon Messrs. Alexander and Cleveland were appointed a committee on the part of the Senate.

The Senate according to order took up for consideration,

A bill empowering the Governor to raise a force for the defense of the State.

After some discussion thereon,

Ordered, That the further consideration of said bill be postponed, and made the special order for Thursday, 14th inst., at 11 o'clock, A. M.

The Senate then took up for consideration,

A bill to revise, amend, and reduce into one the common school laws of Kentucky.

Ordered, That said bill be made the special order of the day for Friday, 15th inst., at 11 o'clock, A. M.

Also,

A bill to amend section 1, article 7, of chapter 38, of the Revised Statutes.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So said bill was rejected.

Also,

A bill requiring county judges, police and city judges, and justices of the peace to execute bond.

Ordered, That said bill be referred to the committee on Finance.

Leave was given to bring in the following bills, viz:

On motion of Mr. Grainger—1. A bill for the benefit of Sarah Christopher and Sarah J. Howard, of the city of Louisville.

On motion of Mr. Alexander—2. A bill for the benefit of common school districts Nos. 16, 66 and 67, in Adair county.

On motion of Mr. Robinson—3. A bill for the benefit of the incorporated banks of this Commonwealth.

On motion of same—4. A bill for the benefit of the Lexington and Frankfort railroad company.

On motion of Mr. Mallory—5. A bill to amend chapter 43, Revised Statutes, title, "Guardian and Ward."

On motion of same—6. A bill to amend the charter of the Louisville and Frankfort, and the Lexington and Frankfort railroad company.

On motion of Mr. Sampson—7. A bill to amend an act, entitled, an act to amend and reduce into one the several acts relating to the town of Glasgow, approved January 7, 1852.

On motion of same—8 A bill for the benefit of the clerk of the Barren circuit court.

On motion of Mr. Whitaker—9. A bill to amend the penal laws of the State, so as to punish defaulters and embezzlers of the State funds.

On motion of Mr. McHenry—10. A bill for the benefit of A. H. Kenneworth, of Butler county.

On motion of Mr. Gardner—11. A bill for the benefit of Thos. Conway, late sheriff of Union county.

On motion of Mr. Baker—12. A bill for the benefit of John Jones, late jailer of Campbell county.

On motion of Mr. Black—13. A bill for the benefit of the sheriff of Lyon county.

On motion of same—14. A bill for the benefit of the ex-clerks of the county and circuit courts of this Commonwealth.

The committee on the Judiciary was directed to prepare and bring in the 1st, 7th and 9th; the committee on Education the 2d; the committee on Banks the 3d; the committee on Revised Statutes the 4th and 5th; the committee on Agriculture and Manufactures the 6th; the committee on Circuit Courts the 8th; the committee on Finance the 10th and 12th, and the committee on County Courts the 11th, 13th and 14th.

The Senate took up for consideration the motion made by Mr. Goodloe, to reconsider the vote by which the Senate rejected the resolution prolonging the present session of the General Assembly.

Pending the consideration of which,

The Senate adjourned.

WEDNESDAY, JANUARY 13, 1864.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act to amend chapter 4, article 3, section 5, of the Revised Statutes.

An act for the benefit of William B. Miller, late sheriff of Hancock county.

An act for the benefit of Preston M. Hildreth.

An act for the benefit of C. Bailey.

An act for the benefit of James R. Hughes, of Washington county.

An act to repeal an act, entitled, an act authorizing the Louisville chancery court to close Curran street.

An act for the benefit of Wayne county.

An act for the benefit of Robert English, late sheriff of Hardin county.

An act for the benefit of Wm. D. Vertrees, late judge Hardin quarterly court.

An act for the benefit of Wm. T. Samuels, late clerk of the Hardin county court.

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

An act for the benefit of J. N. Buchanan, late jailor of Todd county.

An act for the benefit of F. M. Demumbrun, late sheriff of Edmonson county, and his sureties.

An act for the benefit of certain school districts in Carroll county.

An act to amend article 1, section 1, chapter 84, of Revised Statutes, entitled, "Roads and Passways."

An act for the benefit of John S. Howard, late sheriff of Spencer county.

An act to incorporate the American Eagle Lodge, No. 130, I. O. O. F.

An act to incorporate the Jefferson manufacturing company, in Louisville or Jefferson county.

Mr. McHenry, from the committee on Circuit Courts, asked to be discharged from the further consideration of a leave to them referred to bring in

A bill to repeal the law authorizing judges of the circuits to suspend their courts.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Sampson, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Anthony,	M. J. Cook,	J. D. Landrum,
N. R. Black,	J. R. Duncan,	Gibson Mallory,
Wm S. Botts,	Richard H. Field,	Henry D. McHenry,
B. H. Bristow,	John K. Goodloe,	John A. Prall,
John B. Bruner,	Wm. H. Grainger,	W. C. Whitaker,
Jas. H. G. Bush,	T. W. Hammond,	George Wright—19.
Harrison Cockrill,		

Those who voted in the negative, were—

T. T. Alexander,	Asa P. Grover,	Jas. F. Robinson,
R. T. Baker,	John J. Landram,	Wm. Sampson,
F. L. Cleveland,	W. B. Read,	C. T. Worthington—11.
W. W. Gardner,	George C. Riffe,	

Mr. McHenry, from the same committee, reported

A bill for the benefit of Wm. E. Munford, clerk of the Barren circuit court.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the committee on County Courts—

An act to enable the county court of Crittenden county to build a jail.

By Mr. J J. Landram, from the committee on Privileges and Elections—

An act to change the place of voting in district No. 6, in Todd county.

By Mr. Anthony, from the committee on Revised Statutes—

An act for the benefit of W. M. Samuels, sheriff of Hickman county.

By same—

An act to change the law in relation to appraisers.

By same—

An act for the benefit of Jacob Fisher and his associates.

Ordered, That said bills be read a third time.

The constiutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, reported

A bill for the benefit of Joseph Nickle, assessor of the county of Morgan.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken on its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	J. D. Landrum,
Wm. Anthony,	M. J. Cook,	Gibson Mallory,
R. T. Baker,	J. R. Duncan.	Henry D McHenry,
N. R. Black,	Richard H Field,	John A. Prall,
Wm. S. Botts,	W. W. Gardner,	Wm. B. Read,
B. H. Bristow,	John K. Goodloe,	Geo. C. Riffe,
John B. Bruner,	Wm. H. Grainger,	Jas. F. Robinson,
Jas. H. G. Bush,	Asa P. Grover,	W. C. Whitaker,
M. P. Buster,	T. W. Hammond,	C. T Worthington,
F. L. Cleveland,	John J. Landram,	George Wright—30.

In negative, none—

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the committee on Finance, to whom had been referred

A bill requiring county judges, police and city judges, and justices of the peace to execute bond.

Reported the same with an amendment.

Which was concurred in.

Said bill was further amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Baker, from the committee on Internal Improvement, reported

A bill for the benefit of the Parksville turnpike road company.

Mr. Anthony, from the committee on the Revised Statutes, reported

A bill to amend 20th section, of article 7, chapter 93, Revised Statutes, "of felonies committed by slaves and free negroes."

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Baker, from the committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled,

An act repealing an act exempting the hands of stockholders on the Lebanon and Danville turnpike from working county roads.

Reported the same with the expression of opinion that it ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Sampson, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to permit John Moran, jailer of Greenup county, to have a deputy

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Mallory and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	F. L. Cleveland,	J. D. Landrum,
R. T. Baker,	Harrison Cockrill,	G. C. Riffe,
N. R. Black,	J. R. Duncan,	James F. Robinson,
Wm. S. Botts,	R. H. Field,	Wm. Sampson,
B. H. Bristow,	T. W. Hammond,	C. T. Worthington,
Jas. H. G. Bush,	John J. Landram,	George Wright—18.

Those who voted in the negative, were—

Wm. Anthony,	W. W. Gardner,	Henry D. McHenry,
John B. Bruner,	John K. Goodloe,	Wm. B. Read,
M. J. Cook,	Gibson Mallory,	W. C. Whitaker—9.

Resolved, That the title thereof be as aforesaid.

Mr. Anthony, from the commitee on Revised Statutes, asked to be discharged from the further consideration of a leave to them referred, to bring in

A bill to amend chapter 61, section 13, Revised Statutes, title, "Laws."

Which was granted.

On motion of Mr. Bristow,

Ordered, That the Public Printer print one hundred and fifty copies of the bill empowering the Governor to raise a force for the defense of State, embodying the amendments proposed by the joint committee of the two Houses.

Mr. MeHenry, from a select committee, presented the report of the joint committee of the two Houses touching the tobacco interests of the State, which is as follows, viz:

The joint committees of the Senate and House of Representatives, who were directed to memorialize Congress in reference to the proposed tax on leaf tobacco, and to whom were referred resolutions on the same subject, while regretting the absence of statistical tables to more fully elucidate the prejudicial character of such an impost duty, beg leave to report their views in such general terms as they trust will clearly define the impolicy of any taxation on leaf tobacco.

It was forcibly set forth in the preamble to a series of resolutions which passed the House of Representatives, that:

"The tobacco interest of Kentucky, is at this time its most important one, from which wealth flows to the State and General Government, and comfort and prosperity to the citizen. It is a crop the place of which, to the poor man and small farmer, cannot be supplied, for its production requires but a small territory, and a limited force. By it the poor man purchases his groceries, pay his taxes, and educates his children. It fills the treasury of the State, so that Kentucky can render efficient aid to the government in conquering the existing rebellion. It yields a large revenue to the government under the income tax

laws. It takes but little, if any thing, from the production of grain, as its cultivation requires but little effort until the grain crops are out of the way. It employs women and children, who, otherwise, could be of but little service on the farm. It is a luxury, it is true, but finding its consumers abroad, it brings home the wealth of foreign lands. It supplies, (to a certain extent,) the place of gold and sterling exchange, at a time when these necessaries of commerce are so scarce and difficult to be had. And yet this legislature has heard with astonishment and dismay, that it has been recommended to the general government to put an additional tax upon the article of manufactured tobacco, and a heavy and ruinous tax on that of leaf tobacco. This policy would destroy the crop utterly, and leave no resort for the kind of farmers now engaged in its production."

But the evils to result from the proposed policy are not merely local to our State—they will be felt all over the country, as tobacco is now grown in nearly every State in the Union, and its production is rapidly on the increase. The suggested tax finds no advocates but those who have large stocks on hand, and might expect immense profits should it be adopted. The growers and exporters universally regard it as a ruinous policy, tending to destroy a great agricultural interest of the country, so far as the supply of any foreign demand is concerned. The commercial papers of our large sea-board cities take this view of it, and we are indebted to them, and especially to a writer in the *New York Journal of Commerce*, for many of the facts and data which your committee will find useful to embody in this report. One of the arguments thus adduced is, that if it were possible to compel foreign nations to use our tobacco, notwithstanding its much advanced price, the proposed measure might work well, and add greatly to our National revenue, but the laws of trade are inevitable, and will show that should the cost of the article be increased by the intended tax, our exports of tobacco would dwindle down to a mere fraction of what they have heretofore been. Europe grows as much tobacco as the United States, and France stimulates the culture in Algeria, so that one recent year's crop was estimated as equal to 12,000 hogsheads of Kentucky tobacco. The staple is also raised in Macedonia, Alsace, the Palatenate, Holland, European and Asiatic Russia, Poland, and Hungary. The importance of all these crops, in the aggregate, may be estimated from the fact that Hungary alone raised in one year a crop equal to a large Western leaf crop, or 100,000 hogsheads Kentucky growth. The Austrian Government, formerly a large consumer of American tobacco, has of late supplied its wants mostly from Hungary, and that country has lately sold tobacco to some extent to France and Italy, as a substitute for the Virginia growth.

In most of the districts named the culture of tobacco is kept down by Government control, which would be relaxed if increased crops should become desirable under the influences of an advance in the prices of the American article; so in many of the German States, where the culture is now limited, a small impetus would stimulate its increase largely.

But in considering the world's product of tobacco, as the rival source of supply to ours, the growths of the West Indies and South America assume great importance. In Bremen alone, in the year 1862, there

were sales of 69,965 bales Colombia tobacco; 40,490 of St. Domingo; 18,710 of Cuba, and 39,310 of Brazil; while the sales of North American, in the same space, were of Maryland and Ohio 18,016 hogsheads; Western leaf 11,565, and Virginia 866. Taking the average weight of a hogshead at 1,100 pounds, and of bales at 150 pounds, it will be seen that the sales of South American and West India tobacco were larger than of North American.

Bremen is the principal market for our tobacco, while Hamburg imports about as much of the West Indian and South American kinds as Bremen, and none of ours at all, which shows that the German consumption is supplied to a greater extent from the West Indies and South America than from the United States.

Other foreign crops of tobacco come from Manilla and Java, and in 1862 there were in Amsterdam and Rotterdam sales of 60,000 bales of Java tobacco.

The statician who has presented these important items of information, in regarding the influence which a tax on our leaf tobacco would have in such open markets of Europe, cannot question that the proposed increase would be equivalent to its prohibition. The advance of the last two years, brought about by natural causes, and from the increased rate of exchange—amounting to perhaps 50 per cent.—curtailed last year's sales in Bremen considerably, and it was the opinion of merchants there, expressed to their correspondents in New York, that Kentucky tobacco would not regain its former proportions in the consumption, unless it could be bought for export here at from four to five cents in gold for lugs. This is evident, for Porto Rico tobacco, which is preferred for smoking, can be bought in Bremen at seven and a half groats, while Kentucky and Maryland, of ordinary grades, could not be sold at less than nine to ten cents without loss. Seed leaf tobacco is almost exclusively exported to Bremen, where it came into use when it could be imported for less than Domingo. This year's prices having increased about 50 per cent., the sales were quite small, and left a loss on American quotations, so that a good deal of it was reshipped to New York.

To the assertion that the Governments of France, Italy, and Spain will be compelled to buy our tobacco in any event, it has been replied, as showing its fallacy, that Governments do not act differently from individuals, and will buy where they can get the article cheapest. If they are asked thirty cents for our tobacco, they will take European, West Indian, and South American, which costs them about ten cents per pound. A small difference in price is sometimes sufficient to make the governments change from one kind to another, and it is well known to the trade that Maryland tobacco was shipped largely to Spain, when Kentucky was comparatively higher in price. The difference of these two kinds is certainly as marked as that between any other growths. European Governments derive a good income from their monopolies, but the proposed tax would debar us from being sellers to them. They can get an article, not the growth of our country, for ten cents, while ours would cost them thirty cents. Of course they would simply drop ours, and buy other kinds. They have a large stock on hand now, bought at low prices, and some of them keep a large ad-

laws. It takes but little, if any thing, from the production of grain, as its cultivation requires but little effort until the grain crops are out of the way. It employs women and children, who, otherwise, could be of but little service on the farm. It is a luxury, it is true, but finding its consumers abroad, it brings home the wealth of foreign lands. It supplies, (to a certain extent,) the place of gold and sterling exchange, at a time when these necessaries of commerce are so scarce and difficult to be had. And yet this legislature has heard with astonishment and dismay, that it has been recommended to the general government to put an additional tax upon the article of manufactured tobacco, and a heavy and ruinous tax on that of leaf tobacco. This policy would destroy the crop utterly, and leave no resort for the kind of farmers now engaged in its production."

But the evils to result from the proposed policy are not merely local to our State—they will be felt all over the country, as tobacco is now grown in nearly every State in the Union, and its production is rapidly on the increase. The suggested tax finds no advocates but those who have large stocks on hand, and might expect immense profits should it be adopted. The growers and exporters universally regard it as a ruinous policy, tending to destroy a great agricultural interest of the country, so far as the supply of any foreign demand is concerned. The commercial papers of our large sea-board cities take this view of it, and we are indebted to them, and especially to a writer in the *New York Journal of Commerce*, for many of the facts and data which your committee will find useful to embody in this report. One of the arguments thus adduced is, that if it were possible to compel foreign nations to use our tobacco, notwithstanding its much advanced price, the proposed measure might work well, and add greatly to our National revenue, but the laws of trade are inevitable, and will show that should the cost of the article be increased by the intended tax, our exports of tobacco would dwindle down to a mere fraction of what they have heretofore been. Europe grows as much tobacco as the United States, and France stimulates the culture in Algeria, so that one recent year's crop was estimated as equal to 12,000 hogsheads of Kentucky tobacco. The staple is also raised in Macedonia, Alsace, the Palatenate, Holland, European and Asiatic Russia, Poland, and Hungary. The importance of all these crops, in the aggregate, may be estimated from the fact that Hungary alone raised in one year a crop equal to a large Western leaf crop, or 100,000 hogsheads Kentucky growth. The Austrian Government, formerly a large consumer of American tobacco, has of late supplied its wants mostly from Hungary, and that country has lately sold tobacco to some extent to France and Italy, as a substitute for the Virginia growth.

In most of the districts named the culture of tobacco is kept down by Government control, which would be relaxed if increased crops should become desirable under the influences of an advance in the prices of the American article; so in many of the German States, where the culture is now limited, a small impetus would stimulate its increase largely.

But in considering the world's product of tobacco, as the rival source of supply to ours, the growths of the West Indies and South America assume great importance. In Bremen alone, in the year 1862, there

were sales of 69,965 bales Colombia tobacco; 40,490 of St. Domingo; 18,710 of Cuba, and 39,310 of Brazil; while the sales of North American, in the same space, were of Maryland and Ohio 18,016 hogsheads; Western leaf 11,565, and Virginia 866. Taking the average weight of a hogshead at 1,100 pounds, and of bales at 150 pounds, it will be seen that the sales of South American and West India tobacco were larger than of North American.

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The statician who has presented these important items of information, in regarding the influence which a tax on our leaf tobacco would have in such open markets of Europe, cannot question that the proposed increase would be equivalent to its prohibition. The advance of the last two years, brought about by natural causes, and from the increased rate of exchange—amounting to perhaps 50 per cent.—curtailed last year's sales in Bremen considerably, and it was the opinion of merchants there, expressed to their correspondents in New York, that Kentucky tobacco would not regain its former proportions in the consumption, unless it could be bought for export here at from four to five cents in gold for lugs. This is evident, for Porto Rico tobacco, which is preferred for smoking, can be bought in Bremen at seven and a half groats, while Kentucky and Maryland, of ordinary grades, could not be sold at less than nine to ten cents without loss. Seed leaf tobacco is almost exclusively exported to Bremen, where it came into use when it could be imported for less than Domingo. This year's prices having increased about 50 per cent., the sales were quite small, and left a loss on American quotations, so that a good deal of it was reshipped to New York.

To the assertion that the Governments of France, Italy, and Spain will be compelled to buy our tobacco in any event, it has been replied, as showing its fallacy, that Governments do not act differently from individuals, and will buy where they can get the article cheapest. If they are asked thirty cents for our tobacco, they will take European, West Indian, and South American, which costs them about ten cents per pound. A small difference in price is sometimes sufficient to make the governments change from one kind to another, and it is well known to the trade that Maryland tobacco was shipped largely to Spain, when Kentucky was comparatively higher in price. The difference of these two kinds is certainly as marked as that between any other growths. European Governments derive a good income from their monopolies, but the proposed tax would debar us from being sellers to them. They can get an article, not the growth of our country, for ten cents, while ours would cost them thirty cents. Of course they would simply drop ours, and buy other kinds. They have a large stock on hand now, bought at low prices, and some of them keep a large ad-

vance supply always on hand, to guard against the fluctuations caused by a sudden advance in prices. It is computed that the stock in the European markets is now over 60,000 hogsheads, which is a heavier amount than was held at corresponding periods in 1858-59-60, when the large Virginia crops were still accessible. This is conclusive evidence that the consumption of our tobacco has already diminished in Europe, and does not need artificial measures to kill it entirely.

As to taxing manufactured tobacco, it can have little or no influence in our export trade, for our cigar-makers cannot compete with the low wages of Europe, and it is computed that our home manufactures pay six times as much as the European factories, while chewing is almost unknown on the continent, and but few boxes of manufactured brands are sent out, annually, to continental sea ports for the use of American sailors.

It seems, from all these facts, to be a self-evident proposition, that the proposed tax, or any tax on leaf tobacco, would entirely prevent the receipt of revenue from its exports, while it is stated in official publications from the Bureau of Internal Revenue, that tobacco now yields something more than $3,000,000 per annum, and ought to be $6,000,000 were it not that enormous frauds have been perpetrated. If proper precautions are taken to prevent these frauds, the revenue will be more largely benefited than by the export tax on leaf, even if the foreign demand should not be diminished, while we have shown that it will be completely cut off, and its place supplied by the growth of foreign counties.

The tax would be ruinous to the tobacco raiser, for it is established that from two-thirds to three-fourths of all our growth has heretofore gone to foreign countries, and to that extent the planters would have to diminish their crops. The tax would be injurious to the grower, to the Government, and to the general community, because it would abstract the price of all exports paid in gold from us, and make the rate of exchange against us still greater. The tax would be fatal to every person engaged in the tobacco business, through all its variations, and it would be a calamity to Kentucky, the extent of which we cannot estimate, and the effects of which we do not dare to contemplate.

Your committee present to you, as an appendix to their report, a carefully prepared document, emanating from the tobacco dealers of Louisville, through a committee of their number, marked A, and also a letter from a well known and extensive Kentucky tobacco dealer, on the same subject, marked B; though these, in some particulars, embrace the same line of argument which your committee have followed from the data for which they have heretofore given credit, still they are particularly valuable as expressing the sentiments of Kentuckians engaged in the purchase, manufacture, forwarding and export of the staple.

Another letter from a Louisville manufacturer says: "If we are to have a duty on the weed, let it be put on the manufactured, for leaf cannot be raised if there should be a heavy duty put on it, only to a very limited extent; but an additional duty on manufactured would not prevent its being made, and would be the proper place to put it. I speak against my own interest, but these are times to look to the

good of our country." This patriotic remark will undoubtedly find a response, hearty and prompt, throughout our State and the country, and indicates that while Kentucky shrinks from no burden of taxation, which the necessities of the Government require, and is ready to make sacrifices in assuming that burden; still prudent forsight and wise statesmanship, suggest that we should not commit the folly of "killing the goose that lays the golden egg." We have a staple which can yield a handsome revenue to the Federal treasury, if duties are judiciously imposed upon it; and it would be sheer insanity for Congress to shape its legislation in such a manner as to render our large tobacco crop valueless as a source of revenue, cut down the incomes which are also subject to taxation, and destroy a branch of agricultural industry which, if properly fostered, or rather if not harshly dealt with, cannot fail to proven a great source of profit to small capitalists and persons in indigent circumstances, who hold the fee of a few acres of land.

Your committee therefore beg leave to recommend the adoption of the following joint resolutions, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That this legislature earnestly remonstrates with Congress against the imposition of any tax on leaf tobacco; and our Senators are instructed, and our Representatives are requested, to use every effort to prevent this monstrous injustice and oppressive folly.

Resolved, That the Governor cause copies of this report and resolutions to be forwarded to each of our Senators and Representatives.

HENRY D. McHENRY, *Chairman*.
WM. ANTHONY,
F. L. CLEVELAND,
GIBSON MALLORY,
ASA P. GROVER,
Senate Committee.

ALFRED ALLEN, *Chairman*.
J. S. McFARLAND,
E. W. SMITH,
LUCIEN S. LUTTRELL,
JNO. J. GATEWOOD,
G. T. WOOD,
House Committee.

(A.)

Report of the committee appointed by the tobacco trade of the city of Louisville, Ky., to consider the tax on leaf tobacco as proposed to Congress by the Secretary of the Treasury.

Your committee have, as far as practicable with such data as they possess, considered the recommendation of Secretary Chase to impose a tax on leaf tobacco, and beg leave to submit some of the facts and reasons which convince them of the impolicy and impracticability of the proposition:

In the adjustment of revenue laws the statesman knows that certain

classes of articles require to be delicately handled, whilst others will bear a very heavy pressure. The generally conceded principle is that all classes of luxuries may be taxed, and ought to be much more heavily taxed than necessaries of life. But the distinction between these classes is not at all times readily drawn. Many articles now deemed necessaries, and so recognized by our revenue laws, were once classed with luxuries and taxed accordingly. It is admitted that tobacco, as an article of consumption, is a luxury. But may the crop of leaf tobacco of the United States now, or at any time, be properly classed with luxuries for the purpose of taxation? We think not, for the following reasons: The chief value of this crop arises from its export demand. Taking a series of ten years, the estimated annual yield of tobacco in the United States may be reckoned a fraction over two hundred thousand hogsheads, or two hundred and fifty million pounds. About one-fourth of this is consumed at home, while the remaining three-fourths is exported principally to the various markets of Europe. Thus it is seen that three-fourths of the entire crop does not partake of the character of a luxury, with us, but is simply an article of commerce, and represents annually some twenty millions of dollars in the adjustment of our exchanges with Europe.

But it may be asked: Will not Europe still take our surplus with an export duty on it and pay the tax where the article is consumed? This is the main question involved in Secretary Chase's proposition. And we doubt not those who may advocate this tax are misled by the axiom in Political Economy that "the consumer pays the tax." Will the foreign consumer pays it in this instance, is now the question to be determined. If this question can be satisfactorily answered in the affirmative there is no room for any further discussion. But if the statistics of the trade should show that the effect of an export duty would effectually blockade all foreign markets; or, in other words, that we should have no export demand for our surplus, the Government would not only fail in deriving the anticipated revenue, but one of the leading agricultural staples would be lost to the country for want of a market.

In arriving at a satisfactory answer to the question "will the consumer in Europe pay the tax proposed," it is necessary for us to know the quantity consumed and the sources of supply. If it were true that we furnished all this supply then we might follow it with a tax. Or if we can produce the article cheaper than other countries, still we might tax it to the extent of the difference in the cost of production. But another hypothesis is true. We by no means monopolize the growth of the "weed;" nor produce it cheaper than other countries. It is estimated that the annual consumption in Europe is in round numbers about six hundred million pounds. Of this amount the United States furnished about one-fourth when the average price in this country was about seven cents per pound, which is considered a fair average for the last ten years. But without any tax we are losing ground in those markets, under the competition of the substitutes furnished by Europe, Asia, and Africa.

Reliable statistics show our total export in 1860 to be 170,662 hogsheads, while in 1862 it was only 98,368 hogsheads. This falling off

was owing in part to the failure to get out the crop of Virginia. With this heavy falling off in our exports the rational presumption would be a corresponding depression of the stocks in Europe, and a greatly increased demand for American tobaccos. But the contrary is true. In 1862 their stocks were heavier than they had been for ten years, except in 1860 and 1861; and what is still more remarkable the present stocks of American tobaccos in foreign markets are larger than in former years. Thus showing that Europe is very rapidly becoming independent of us in this important trade.

Substitutes are already found in the Old World for all the grades and classes of American tobaccos except, perhaps, the very rich heavy article known in the markets as "Clarksville." Stimulated by our national troubles every effort is being made, seconded and encouraged by the ruling powers of our trans-Atlantic customers, to produce at home, or within their own dominions, substitutes for all our leading staples. With these facts before us, and with our great staple, tobacco, thus struggling to maintain its position in those markets, and perceptibly losing ground, would it be wise to cripple its struggles by subjecting it to an export duty? Surely not. Such a course would, in our judgment, at once stop the export movement of the article just where the tax finds it. This being true, its cultivation would cease; of course, except for home consumption, which we have seen does not require one-fourth of the amount now produced. We cannot believe that Congress, after a full investigation of the whole subject, will deem the demands of the treasury so urgent as to hazard so important an interest as the tobacco crop, by adopting the Secretary's recommendation.

While we cheerfully concede it the duty of every citizen to sustain the constituted authorities in all their efforts to preserve the Government in its unity, integrity, and dignity, we think that justice requires that the burdens should be equitably distributed, and that no one class, especially a *producing* class, should be crushed, nor unreasonably burdened by taxation, however urgent the demands for revenue.

In behalf of the cultivators and all others interested in the tobacco crop of the United States, we respectfully commend the foregoing facts and suggestions to the calm and earnest attention of Congress, relying upon the wisdom and justice of the representatives of the people, to save from destruction one of the chief articles of export, by exempting leaf tobacco from the burden of taxation.

Respectfully, &c.,

R. BURGE,
W. B. WILSON,
THEOD. SHWARTZ,
JAS. CLARK,
ISAAC H. CALDWELL,
Committee.

(B.)

I am opposed to the experiment, for I think we can see the end from

the beginning. The planter cannot pay a tax on leaf without an increase of the price is plain without further discussion. I do not believe either that foreign governments will pay a remunerative price and this proposed duty also, except for fine select tobaccos, such as cannot be substituted. The royalty tax of some of those European governments, of which you speak, I anticipated at first would be the main ground on which the advocates of this policy would stand, and I have stated that our government could not make a monopoly of the kind unless we could consume all that we produced.

That not being the case, we were dependent on a foreign demand to take our large surplus as a very natural consequence. And now let us look at the relative amount of our exportation of tobacco, compared with receipts from the interior, as reported at our principal ports. I have not at hand all the statistics to make an accurate estimate, but can come sufficiently near it for our purpose. We will take the year 1859 or 1860 which vary but little. There was received in New Orleans, in 1860, 80,955 hogsheads; New York, 12,253 hogsheads; Baltimore 2,010; Philadelphia 1,420; total, 96,638. I have not the amounts received at Boston or Richmond, nor have I the amounts exported from all of those ports; but there was received at New Orleans, in 1860, 80,955 hogsheads, and exported to foreign ports 73,241 hogsheads. In 1859, New Orleans exported to foreign ports 73,729 hogsheads. If I had the amounts exported from the other ports above, it would augment this amount considerably, though they did not export proportionately so much as New Orleans. But this is sufficient to show the magnitude of the amounts we exported, which you may say composed our surplus, amounting to about three-fourths of the above estimate; and, if a duty is affixed that will affect this foreign demand, and this surplus is to find a market at home, there will not be sufficient demand for it to make it bring enough to pay the duty. And lest there are some who are incredulous enough to think this duty will not materially affect the foreign demand, I will give one extract from a circular of Clagett, Brachi & Co., brokers in London, relative to the increased use of substitutes for American tobacco and the production of European growth.

"If we look to South America, we find a great stimulus must have been given to production in Paraguay and Brazil, judging alone by the increased quantities recently sent to Europe. But after all, it is to the tobacco producing districts of Europe and Algiers to which attention must be turned, if it is desired to solve the mistery how, at the expiration of two and a half years since the closing of the expensive producing districts of the seceded American States, not only have the great European communities been supplied throughout with all they have required for their wants, but even now show no symptom of suffering from scarcity. The fact is, but little is known of the enormous extent to which the article is grown on the European continent, and the productive powers of Holland, Germany, Hungary, Turkey and Greece have undoubtedly been far too lightly estimated, and it is to be regretted we have not the means of ascertaining the extent of the production to series of years. We are informed by recent visitors to the Imperial factories in France the use of American tobacco is wonderfully diminished,

the cut article being composed largely of Algerian, Alsace, Hungarian and other European growths, a slight improvement to the flavor being obtained by the admixture of Brazil, Porto Rico, and such similar descriptions, that have been ruling low in value for some time. In Austria, where the next great Continental monopoly exists, there is reason to believe the want of American has been supplied by the more free use of the growths of Hungary, also combined, as in France, with a proportion of Brazil, &c., of which from time to time large purchases by their agents in the ports of Hamburg and Breemen have been reported. In Italy, Spain and Portugal, so far as can be ascertained, an increased quantity of European growths has likewise been used, but owing to their peculiar requirements, perhaps more real inconvenience has been experienced, through the scarcity of rich, dark, high flavored descriptions, than in any other portion of the Continent. In the Northern European countries, including the United Kingdom, where the trade is left open to private enterprise on payment of custom duties more or less onerous, no difficulty whatever has hitherto been found in obtaining ample supplies of common cutting sorts, although many great and singular changes have occurred, as in Holland for instance, from whence we have drawn much of their own production, in addition to large quantities of Java, replaced their by the inferior growths of the interior of Germany, which in turn it is believed have been again compensated by the use of leaves of plants and trees, as occurred some years since, during a period of scarcity and high prices. In addition to the European growths, some assistance has been derived from the East Indies, China, and Japan, and had it not been for the enormous cost of transport, supplies of great magnitude could have been obtained. It is therefore evident the only class of tobacco in which any real dearth has been felt is the fine, high flavored strong Virginia growth, the want of which has been to a partial extent supplied by the better classes of Kentucky and Missouri, and such are daily becoming more and more difficult to obtain; but it is now clear that in all future calculations as to the probable course of price of the ordinary classes of tobacco, a far wider base must be adopted, and account will have to be taken, not as heretofore of the probable extent of the growing American crops, but those of all the other parts of the world where the plant is now so largely cultivated. In Holland and Germany, during the recent hot weather, great fears were felt of serious injury to the growing crops; subsequent rains have, however, considerably improved their prospects. The Hungarian crop is reported to have received irretrievable injury from drought, and it is stated will not exceed one-fifth of last year's, which, however, was unusually large."

From this an idea can be formed of the magnitude of the European growth and substitutes, which would be greatly increased as American tobacco became enhanced, as would of course be the result of this proposed duty, and would soon become in a manner independent of us Then, as a consequence, our foreign demand falls off; our supplies left on hands without a demand, which, as a necessary consequence, would have the effect to cut short, and, for a time, perhaps, stop its cultivation.

Yours, truly, W. B. WILSON.

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

On motion of Mr. Bristow, Mr. Whitaker was placed upon the committee on Federal Relations.

The Senate resumed the consideration of the motion of Mr. Goodloe, to reconsider the vote by which the Senate rejected the resolution in relation to and extension of the General Assembly.

The qnestion being taken on reconsidering said vote, it was decided in the affirmative.

Ordered, That the further consideration of said resolution be postponed until the 20th inst., at 11 o'clock, A. M.

The Senate then took up for consideration,

A bill further to amend an act to amend the revenue laws of this Commonwealth, approved 28th February, 1862.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass. and that the title thereof be as aforesaid.

On motion of Mr. Goodloe, Messrs. Whitaker, Bush, Grover and Anthony were appointed to visit the Institution for the Fducation of Feeble-minded Children, and to act in conjuction with the committee appointed on the part of the House of Representatives.

Mr. Whitaker moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts furnish the Senate a list of the sums of money paid to the common school fund from the police or city court of Louisville for the last five years. This to be done immediately.

Which was adopted.

Mr. Cook moved the following resolution, viz:

Resolved, That a special committee, consisting of Messrs. Wright, Bristow and Robinson, be appointed to inquire into what legislation is necessary, if any, in relation to the disorganization of the different districts, allotted to the different Lunatic Asylums, by the last apportionment bill for Congress; and report by bill or otherwise.

Which was adopted.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the Judiciary committee inquire into the expediency of modifying the laws concerning property conveyed to, and held by, married women, as separate estate, so as to allow them to bind the same for necessaries, and to dispose thereof, in accordance with powers vested in them so to do, by the instrument under which they hold such estate; and report by bill or otherwise.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Bush—1. A bill to amend the law regulating the police court of the town of Winchester.

On motion of Mr. Cleveland—2. A bill to legalize and pay off the county debt of Bracken county.

On motion of Mr. McHenry—3. A bill for the benefit of the securities of H. H. Hughes, late clerk of Marion county.

On motion of Mr. Botts—4. A bill to amend section 86, chapter 2, title 4, Civil Code of Practice.

On motion of Mr. Alexander—5. A bill to amend the law authorizing circuit judges to suspend the courts in this Commonwealth.

On motion of Mr. Goodloe—6. A bill to incorporate St. John's church at Versailles.

On motion of same—7. A bill for the benefit of Mrs. Ann W. Shouse.

The committee on Court of Appeals was directed to prepare and bring in the 1st; the committee on County Courts the 2d; the committee on Finance the 3d; the committee on Codes of Practice the 4th, and the committee on the Judiciary the 5th, 6th and 7th.

And then the Senate adjourned.

THURSDAY, JANUARY 14, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of Allen N. Bush, late sheriff of Clarke county.

An act for the benefit of Monroe county.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

An act to authorize the Louisville chancery court, the Jefferson circuit and county courts to increase the compensation of the surveyor of Jefferson county, in certain cases.

An act for the benefit of J. S. Dury.

Mr. Bruner presented the petition of James G. Haswell, praying a change in the criminal laws of this State.

Which was received, the reading dispensed with, and referred to the committee on the Judiciary.

Mr. Mallory presented the report of the Superintendent of the Blind Asylum.

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly.

Mr. Field, from the committee on the Codes of Practice, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend chapter 5, Civil Code of Practice, title "Provisional Remedies."

Reported the same without amendment.

Said bill was then amended.

The question was then taken on ordering said bill, as amended, to be read a third time, and it was decided in the negative.

So the said bill was disagreed to.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the committee on Internal Improvement—

An act to authorize the county court of Grant to grant the privilege of erecting gates across the Frankfort and Falmouth road.

By Mr. Robinson, from the committee on the Judiciary—

An act for the benefit of the minor children of James M. Barclay deceased.

By Mr. Goodloe, from the same committee—

An act to incorporate Humboldt Lodge, No. 141, I. O. O. F., Louisville, Kentucky.

By same—

An act to incorporate the Newport hotel company.

With an amendment to the last named bill,

Which was concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same:

By Mr. Bush, from the committee on the Court of Appeals—

A bill in relation to the police court of Winchester.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of Hiram F. Bowen, of Kenton county.

By Mr. Goodloe, from the committee on the Judiciary—

A bill to incorporate St. John's church at Versailles.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner, from the committee on Education, asked to be discharged from the further consideration of the petition of trustees of school district No. 42, in Bracken county.

Which was granted.

Mr. Bruner, from the same committee, to whom had been referred

A bill to establish a State school for teachers,

Reported the same with an amendment, as a substitute for said bill.

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that said bill and proposed amendment be made the special order of the day for Monday next, at 11 o'clock, A. M.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled,

An act for the benefit of Hiram F. Bowen, of Kenton county.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Elias Dunbar, of Russell county.

An act for the benefit of the securities of James Heard, late sheriff of Clay county.

An act for the benefit of the sheriff of Livingston county.

An act for the benefit of Jonathan Lewis and his deputies.

An act for the benefit of the administrator of Wm. Samuel.

An act for the benefit of the heirs of Thomas H. Barnes deceased, late clerk of Madison county.

An act for the benefit of Travis Cockrill.

An act to amend an act to amend the law in relation to runaway slaves, approved December 19, 1861.

An act for the benefit of Wm. B. Craddock, sheriff of Hart county.

An act for the benefit of Jno. S. Marksbury, sheriff of Grant county.

An act for the benefit of James H. Eubank, late sheriff of Barren county.

An act for the benefit of James H. Eubank.

Resolution providing for the safe keeping of the flag of the 22d Regiment Volunteer Infantry, together with other flags that have been or may be presented to the State.

Resolution requesting the Commissioners of the Sinking Fund to make a report of the condition and application of said fund.

An act to change a voting place in election district No. 2, in Green-up county.

And enrolled bills which originated in the Senate of the following titles, viz:

An act authorizing the closing of public offices on certain days.

An act to change the voting place in the Gradyville precinct in Adair county.

An act to amend the charter of the city of Augusta.

An act for the benefit of Hiram F. Bowen, sheriff of Kenton county.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate according to order took up for consideration,

A bill empowering the Governor to raise a force for the defense of the State.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor of this Commonwealth is hereby authorized and empowered to raise a force not exceeding five thousand troops, for the defense of the State.

§ 2. That said troops may be raised by volunteering *or by draft*, in such manner, and at such places within the State of Kentucky, as the Governor may direct; and may be organized as cavalry, infantry, artillery, or mounted infantry, as to him may seem best; and when so organized they shall be mustered into the service of the State of Kentucky, *for* three years or during the war: *Provided*, That the Governor shall have power to muster any or all of said troops out of the service whenever it shall seem proper to him to do so.

§ 3. That said troops, when organized and mustered into the service of the State, shall be under the command and subject to the orders of the commander-in-chief of the militia of this Commonwealth, and such officers under him as may be elected or appointed in pursuance of law.

§ 4. That said troops shall be placed upon the same footing as to pay, clothing, and subsistence, with similar organizations in the service of the United States, and shall be entitled to all the privileges and immunities granted by the laws of this State to soldiers in the service of the United States

§ 5. That the "Rules and Articles of War," and general regulations for the government of the armies of the United States, and the laws of this State known as the "State Guard Law," with its amendments, and such as may be hereafter adopted, so far as the same are applicable, shall apply to and govern said organizations and troops: *Provided*, That the commander-in-chief may, at any time, within his discretion, modify said rules and regulations, and may establish additional orders and regulations for the better discipline, government, and subsistence of said troops.

§ 6. The forces raised and organized under this act, shall be used for State defense against guerrillas and guerrilla raids, and for such other military service, against the rebel armies and troops, as may be necessary; and said troops may also be used to co-operate with the federal forces within Kentucky, whenever the commander-in-chief shall so direct.

§ 7. This act to take effect from its passage.

Mr. J. J. Landram moved to amend said bill as follows, viz:

Section 2d, line 6, after the word "for," insert the words "any period not exceeding."

And the question being taken thereon, it was decided in the affirmative.

Mr. Cleveland then moved to add to the bill the following additional section, making it the 7th, and making the 7th the 8th section.

§ 7. It shall be the duty of the Governor, when the forces or any portion thereof, raised under the provisions of this act, and are mustered into the service of the State, to report the number and term of service, and ask of the General Government a credit on the present call for three hundred thousand additional troops or any further call upon this State.

And the question being taken thereon, it was decided in the affirmative.

Mr. Grover then moved to amend said bill as follows, viz:

Section 2, line 1, after the word "volunteering," strike out the words "or by draft."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grover and Bush, were as follows, viz:

Those who voted in the affirmative, were—

Asa P. Grover, Henry D. McHenry, Wm. B. Read—3.

Those who voted in the negative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	John Power,
R. T. Baker,	R. H. Field,	John A. Prall,
N. R. Black,	John F. Fisk,	G. C. Riffe,
Wm. S. Botts,	W. W. Gardner,	James F. Robinson,
B. H. Bristow,	John K. Goodloe,	Wm. Sampson,
John B. Bruner,	Wm. H. Grainger,	Ben. Spalding,
Jas. H. G. Bush,	T. W. Hammond,	W. C. Whitaker,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—30.

Mr. Wright moved the previous question,

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	H. D. McHenry,
Wm. Anthony,	Richard H. Field,	John Power,
R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	W. W. Gardner,	Geo. C. Riffe,
Wm. S. Botts,	John K. Goodloe,	Jas. F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	Wm. Sampson,
John B. Bruner,	T. W. Hammond,	Ben. Spalding,
James H. G. Bush,	John J. Landram,	W. C. Whitaker,
F. L. Cleveland,	J. D. Landrum,	C. T. Worthington,
Harrison Cockrill,	Gibson Mallory,	George Wright—31.
M. J. Cook,		

Those who voted in the negative, were--

Asa P. Grover, Wm. B. Read—2.

Resolved, That the title thereof be as aforesaid.

And then the Senate adjourned.

FRIDAY, JANUARY 15, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled,

An act concerning the importation of slaves into this Commonwealth.

With an amendment to said bill.

That they had passed bills of the following titles, viz:

An act for the benefit of Sanders D. Bruce.

An act to allow the jailers of Hickman and Fulton counties to appoint deputies.

An act to amend an act, entitled, an act to establish a levy and county court for Jefferson county.

An act concerning the Jefferson county and levy court.

An act to amend an act, entitled, an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South.

An act for the benefit of Ben. Stokes of Mason county.

An act for the benefit of Mrs. Jettie Stern.

An act for the benefit of Mrs. Minna Grauman.

An act for the benefit of Mrs. Susan E. Myers, of Anderson county.

An act for the benefit of Barbette alias Lubett Lieber, of Louisville.

An act to amend sub-section 5, section 8, chapter 39, of the Revised Statutes.

An act for the benefit of Mrs. Sarah Hoffman.

An act for the benefit of Clara Dinkelspiel.

An act for the benefit of Rosaline Brile, of Louisville.

The Speaker laid before the Senate the following communication from the Auditor:

AUDITOR'S OFFICE, KENTUCKY,
FRANKFORF, *January 14th*, 1864.

To the Hon. R. T. Jacob, Speaker of the Senate:

SIR: In response to a resolution of the Senate of the 13th inst., asking of this department to furnish the Senate a list of the sums of money paid to the common school fund from the police and city court of Louisville, for the last five years, I have the honor to report that there is no records on file in this office showing that said courts have paid any sums of money.

Very respetfully, WM. T. SAMUELS, *Auditor.*

Mr. Cleveland, from the joint committee of the two Houses, to take into consideration their disagreement in relation to a resolution of the House of Representatives, in favor of William T. Samuels and J. H. Johnson, laid before the Senate the following report:

The committee of conference of the two Houses, to whom was referred the disagreement to a joint resolution of the House of Representatives, would respectfully submit the following report in relation to W. T. Samuels and J. H. Johnson.

Resolved by the General Assembly of the Commonwealth of Kentucky, That Wm. T. Samuels and J. H. Johnson, late clerks of the House of Representatives and Senate, be allowed fifty dollars each for their services in organizing the two Houses, to be paid out of the treasury on the warrant of the Anditor.

Respectfully submitted,

F. L. CLEVELAND,
T. T. ALEXANDER.
Senate Committee.
R. J. BROWNE,
R. J. SPURR,
S. B. THOMAS.
House Committee.

And the question being taken on concurring in the report of the committee, it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had concurred in the report of the committee of conference upon the disagreement of the two Houses upon a resolution in favor of Wm. T. Samuels and J. H. Johnson.

Mr. Botts presented the petition of Ben. Botts, sheriff of Fleming county, asking the passage of an act in his favor.

Which was received, the reading dispensed with, and referred to the committee on Finance.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of B. B. Vaughan, late sheriff of Cumberland county.

An act to incorporate the Neptune Encampment of Independent Order of Odd Fellows.

An act for the benefit of W. M. Samuels, sheriff of Hickman county.

An act to enable the county court of Crittenden county to build a jail.

An act to change the law in relation to appraisers.

An act to change the place of voting in district No. 6, in Todd county.

An act for the benefit of Jacob Fisher and his associates.

An act to permit John Moran, jailer of Greenup county, to have a deputy

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the Governor, by Mr. Van Winkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of Hiram F. Bowen, sheriff of Kenton county.

An act authorizing the closing of public offices on certain days.

An act to amend the charter of the city of Augusta.

An act to change the voting place in Gradyville precinct in Adair county.

Also, a message in writing which lies one day on the table.

Mr. Goodloe, from the committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act to legalize the election of police judge and other officers for the town of Smithland.

An act to empower the city council of Newport to discontinue a portion of an alley in said city.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the same committee, reported

A bill for the benefit of Sarah Christopher and Sarah J. Howard.

Said bill was amended.

And pending the further consideration of which the hour for the execution of the joint order of the day; the election of State Librarian.

A message was received from the House of Representatives, announcing that they were now ready to proceed to the execution of the joint order of the day; the election of State Librarian.

On motion of Mr. Bush,

Ordered, That a message be sent to the House of Representatives informing them that the Senate is also ready to execute the joint order of the day.

Whereupon Messrs. Bush and Wright, were appointed said committee.

Mr. Bruner then nominated Mr. George A. Robertson, as a suitable person to fill said office.

Mr. Black nominated Mr. J. C. Hendricks for the same office.

Mr. Reed nominated Mr. J. J. Roberts for the same office.

On motion of Mr. Cleveland, a committee was appointed to advise the House of the nominations made,

Whereupon Messrs Cleveland and Bruner were appointed said committee.

A message was received from the House of Representatives announcing that the same gentlemen who had been nominated in the Senate, were also in nomination in the House of Representatives.

Whereupon the Senate proceeded to take the vote, which stood thus,

Those who voted for Mr. Robertson, were—

T. T. Alexander,	M. J. Cook,	John J. Landram,
Wm. Anthony,	J. R. Duncan,	Gibson Mallory,
R. T. Baker,	Richard H Field,	Henry D McHenry,
Wm. S. Botts,	John F. Fisk,	Geo. C. Riffe,
B. H. Bristow,	W. W. Gardner,	Jas. F. Robinson,
John B. Bruner,	John K. Goodloe,	Wm. Sampson,
Jas. H. G. Bush,	Wm. H. Grainger,	C. T. Worthington—23.
F. L. Cleveland,	Asa P. Grover,	

Those who voted for Mr. Hendricks, were—

N. R. Black,	J. D. Landrum,	George Wright—5.
T. W. Hammond,	John Power,	

For Mr. Roberts, was—

Wm. B. Read—1.

Messrs. Wright and Cook were appointed a committee to act in conjunction with the committee of the House of Representatives, to compare the vote of the two Houses.

After a short time the committee reported that the joint vote stood thus:

For G. A. Robertson,..... 91
For J. C. Hendricks,..... 19
For J. J. Roberts,..... 10

Mr. George A. Robertson having received a majority of all the votes cast, was by the Speaker declared duly elected to the office of State Librarian.

The Senate according to order took up for consideration,

A bill to revise, amend, and reduce into one the common school laws of Kentucky.

Said bill reads as follows, viz:

ARTICLE I.

SCHOOL FUND.

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The school fund is the fund dedicated by the constitution and the laws of this Commonwealth to sustain a system of common schools therein.

§ 2. The Auditor shall keep the accounts in relation to this fund. He shall, once in each month, make a transfer to the credit of said fund of all receipts into the treasury for the benefit of the common schools of the State, up to the date of such transfer. He shall allow no expenditures on that account beyond the annual revenue of the fund, and see that no county draws more than its proper proportion.

§ 3. Annually, as soon after the 15th day of February as practicable, he shall apportion the revenue of the fund among the several counties of the State, according to the number of free white children in each between the ages of six and twenty years, as shown by the returns of the assessor in his office, or the reports of the school commissioners to the Superintendent of Public Instruction, whichever is the greater in each county. If in any year the returns be not in by the 15th day of February, he shall use the returns of the last preceding year. He shall at the same time, apportion the shares of each county among the several school districts thereof in which a common school shall have been actually taught in that year, according law, in proportion to the number of free white children in each district between the ages of six and twenty years, as shown by the report of the school commissioner to the Superintendent of Public Instruction for that year, and, if no such report be in, then as shown by the report of that officer for the last preceding year.

§ 4. The net revenue of the fund is the sum to be distributed, and

whatever expenses may be incurred, according to law, by the Board of Education, shall be first paid out of the gross revenue, and no part of said income shall be expended in establishing or sustaining any school or seminary other than common schools, in each county.

§ 5. The revenue of the school fund, and the proceeds of all taxes levied in aid thereof, together with all fines and forfeitures inflicted or granted for the benefit of the common schools of the State, shall be paid into the treasury, but shall never be drawn out or appropriated otherwise than pursuant to this chapter, in aid of common schools.

§ 6. On or before the 1st day of July, 1864, the Board of Education shall transfer to the Commissioners of the Sinking Fund, the surplus due the several counties of the State, for the several years intervening betwen the date of the last transfer of surplus and the aforementioned 1st day of July, 1864, and to this sum shall be added the surplus heretofore transferred, and for which bonds were issued by the Governor, bearing date, respectively, August the 23d, 1855, and February the 23d, 1857; these bonds canceled, and one new bond issued by the Governor for the whole amount of surplus due the counties for common school purposes, with a detailed statement of the amount due each county. In cancelling the bonds referred to, dated, respectively, August the 23d, 1855, and February the 23d, 1857, the interest which shall have accrued, and remained unpaid, shall be set apart and credited to the counties of the State, entitled to draw it, and at the next regular apportionment and distribution of the revenue of the school fund of the State to the several counties thereof, shall be added the distributable share of the counties of the State, entitled to draw it, and paid out at the same time and in the same way in which said distributable share is paid out. After the cancellation of these bonds, there shall never be more than one bond in existence at one and the same time, for surplus due the counties; but, annually, thereafter, on the same day of the same month on which this first cancellation takes place, a new transfer of surplus shall be made by the Board of Education to the Commissioners of the Sinking Fund, the existing bond canceled, and a new bond issued for the whole amount of balances due the counties, with a detailed statement as heretofore mentioned.

§ 7. This bond shall not be transferrable, shall be redeemable at the pleasure of the legislature, and shall bear six per cent. interest.

§ 8. The interest on this bond accruing to the credit of each county shall, from year to year, be apportioned among the several districts thereof, in which common schools shall have been taught according to law, in the same manner in which the revenue of the general school fund is apportioned among them, and being added to the distributable share of the county from the revenue of the general fund shall be paid out at the same time with said distributable share.

§ 9. The laws now in force by which a tax of five cents on every hundred dollars worth of property in the State is raised for common school purposes, and by which all the laws giving to the prosecutor or informer, other than the Commonwealth's Attorney, in an action for the recovery af money lost at gaming, any portion of the forfeiture, or any part of the penalty for gaming consequent upon conviction, were repealed, and all monies so forfeited, after the payment of the necessary cost of prosecution, that went to the informer or prosecutor, other than the Commonwealth's Attorney, were appropriated to the use and benefit of the common school fund of this Commonwealth, together with any and all laws in aid of said fund, are hereby continued in force.

§ 10. When the Auditor of Public Accounts shall be informed that any donation, gift, or devise of any real or personal estate shall have been made to the common school fund of Kentucky, it shall be the duty of the Auditor to appoint some discreet person, who shall take charge of the personal or real estate so granted, devised, or donated, and sell and dispose of the same, and pay the proceeds into the treasury of Kentucky. Before said agent, so appointed by the Auditor, shall proceed to act, he shall give a bond with good security, to the Commonwealth, for the faithful discharge of his duties as agent. Said bond shall be given in the county in which the donor, grantor, or devisor, shall have died, or in the county in which the property is situated, the bond to be executed in, and approved by the county court. The person so appointed shall make a settlement with the county court of his county once in each year, and shall pay into the treasury the amount found in his hands after said settlement. The court shall allow said person a reasonable compensation for collecting and paying over said money, which amount said person shall retain in his hands out of the money collected. For any failure of the person so appointed to discharge the duties under this act, he and his securities shall be liable to all damages sustained, and for all money collected, with twenty per cent. damages on the amount so collected, and which he has failed to pay ever The suit on the bond shall be in the name of the Commonwealth of Kentucky, and shall be instituted by the Commonwealth's Attorney. The person appointed by the Auditor shall have the same power in collecting and settling the estate as an administrator or executor now has by law; may institute and defend all suits in reference to said estate, sue and collect all notes, bonds, &c., and sell and convey the real estate by deed. The amount of money paid into the treasury under the provisions of this section, shall remain there until the same is disposed of by law; and the Treasurer and his sureties shall be liable for the same, on his official bond. This section shall apply to all gifts, donations, or devises heretofore or hereafter made to the school fund of Kentucky.

ARTICLE II.

BOARD OF EDUCATION.

§ 1. The Attorney General, the Secretary of State, and Superintendent of Public Instruction, and their successors in office, shall be a body politic and corporate, with perpetual succession, by the name and style of the "Board of Education for the State of Kentucky," subject to alteration and repeal by the Legislature.

§ 2. The corporation may take, hold, and dispose of real or personal estate for the benefit of the common schools of the State.

§ 3. The Superintendent of Public Instruction shall be president of the board, but any two of its members may control its corporate action.

§ 4. The board shall meet annually, on or before the 1st day of July, and at other times upon the call of the president, who shall keep a record of the proceedings of the board; and its corporate acts shall be attested by his signature, or by the signatures of the other two members; and his or their private seal or scroll shall stand in lieu of a corporate seal. The records of the board shall also show the place of deposit of the bonds, certificates of stock, and other evidences of property owned by the board for common school purposes.

§ 5. The board shall, from time to time, adopt regulations for the government of the common schools, recommend the course of instruction therein, and the class books to be used.

§ 6. The instruction prescribed by the board shall embrace the elements of a plain education in English, including grammar, arithmetic, geography, and history.

§ 7. The board shall prescribe the forms of returns to be made by the county commissioners and trustees, and the Superintendent shall distribute printed copies thereof.

§ 8. The board shall have the power to require the trustees and commissioners of common school to report facts additional to those now required to be reported, whenever, in their judgment, the interest of the cause of common schools in the State, shall indicate the necessity thereof.

§ 9. The board shall have power to organize and keep in existence a State Teachers' Association, to be composed of the members of the board, the commissioners, the trustees, and the teachers of the common schools of the State, together with such other teachers of the State, as the board may invite to become members of such organization, for the purpose of promoting the cause of common schools in the State: *Provided*, That not more than three hundred dollars, to be paid out of the treasury, shall be expended in any one year in the support of such association. The Superintendent of Public Instruction,

shall be, *ex-officio*, president of said association, and the other members of the board, *ex-officio*, vice president, in the order in which the names occur in the first section of this article.

ARTICLE III.

SUPERINTENDENT.

§ 1. The Superintendent of Public Instruction shall take the oath and enter upon the duties of his office on the first Monday succeeding the inauguration of the Governor.

§ 2. His salry shall be , besides which he shall be entittled to all offics fixtures, stationery, books, and postage needed to carry on the work of his office, together with his traveling expenses when in the performance of his duties as Superintendent. He shall also have power to appoint a clerk who shall be paid a salry of .

§ 3. He shall keep his office in the city of Frankfort, and, until further provision be made therefor, in one of the two larger rooms now used as library rooms on the first floor of the Capitol.

§ 4. He shall, immediately after the 15th day of February, in each year, furnish the Auditor of Public Accounts with the school reports legally in his hands at said date, and for that year no other reports shall be admitted.

§ 5. He shall, annually, by the first day of March, make report of the condition of the common schools and their prospects; the amount and condition of the school fund; how its revenue has been disbursed, and the increase it may require; the practical working of the common school system of the State, with suggestions as to any alterations it may require; which, together with the returns and apportionments for the year then just past, shall be immediately delivered to the Public Printer, and he shall cause to be printed five thousand copies, and the same be distributed according to law.

§ 6. He shall deliver public lectures on common schools, and otherwise endeavor to promote the interests of common schools, in one-fourth of the counties of the State, annually, until he shall have visited all the counties of the State during his term of office, besides which he shall visit any portion of the State at any time when he may deem his services in such portion of the State demanded by the interests of the system.

§ 7. The Superintendent shall keep an account of all the orders drawn or countersigned by him on the Auditor, of all returns of settlements, and of all changes in the office of commissioner.

§ 8. Copies of records and papers in his office, certified by him, shall, in all cases, be evidence equally with the originals.

§ 9. He may exchange with any State in this Union, copies of the

school reports, and other documents pertaining to his department, for similar reports and documents of such other State, and may send copies of said school reports to literary institutions, and to such literary and distinguished persons as, in his discretion, he may select.

§ 10. It shall be his duty to report any habitual neglect of duty, or any misappropriation of common school fund, on the part of any of the commissioners or trustees of common schools in this Commonwealth, to the county judges of any counties in which such neglect of duty, or such misappropriation of fund may occur, whenever such neglect of duty, or such misappppropriation of funds shall come to his knowledge.

§ 11. In all questions of law that may arise in the discharge of the duties of his office, the opinion of the Attorney General, in writing, shall be conclusive for the time, and his sufficient defense against all parties; which opinion shall be filed in his office, and recorded in a book kept for that purpose.

§ 12. Upon retiring from office the Superintendent shall deliver to his successor all the books, papers, and effects belonging to the office, and, in failure to do so, shall be fined in a sum not less than one hundred, nor more than five hundred dollars, to be recovered by indictment in the Franklin circuit court.

ARTICLE IV.

COMMISSIONERS.

§ 1 There shall be a commissioner of common schools in each of the counties of the State, who shall possess a fair English education.

§ 2. The commissioner shall be elected by the presiding judge and the justices of the peace of the county, at the court of claims to be held in and for the county, every two years from and after the year 1862; and for the purpose of holding such elections, the justices of the peace in the city of Newport, Campbell county, and the city of Covington Kenton county, shall constitute a part of the court of claims for said counties.

§ 3. A county judge or a justice of the peace shall not be eligible to the office of commissioner of common schools.

§ 4. The commissioner shall take the oath of office, and give bond in the said court before entering upon the duties of the office, to the Commonwealth, with sufficient security, to be approved by the court, for the faithful discharge of his duties as commissioner.

§ 5. It shall be the duty of the clerk of the county court, immediately after the appointment of a commissioner, to certify such appointment to the Superintendent of Public Instruction, and in failure to do so for thirty days, he shall be fined in a sum not exceeding twenty dollars.

§ 6. A commissioner shall have power to lay off, alter, or abolish districts, and he shall, at least once a year, visit each school district of his county, and there investigate the operations of the school system, and promote, by addresses or otherwise, the cause of public instruction.

§ 7. A commissioner shall have the power to organize a county Teacher's Association, of which he shall be, *ex-officio*, president, and of which all the trustees and teachers of the common schools of the county, together with any other teachers of the county, whom he or the association may invite to participate in the proceedings thereof, shall be members. The county association shall do nothing inconsistent with the regulations which the Board of Education may prescribe.

§ 8. Each commissioner shall attend at the county seat on the first Thursday, Friday and Saturday in January, in each year, to receive reports from the trustees of the common schools of his county, and before the 15th day of January, he shall prepare and mail, and before the 15th day of February, must cause to be placed in the hands of the Superintendent of Public Instruction, the report of said commissioner. Said report shall embrace the following items, to-wit: *First*, The districts in which common schools have been reported to him as having been regularly taught for at least three months during the year, and which he believes to have been so taught. *Second*, The whole number of free white children, between the ages of six and twenty years, residing in each district, on the 10th day of January preceding the report. *Third*, The whole time a common school has been kept in each district during the year by a qualified teacher. *Fourth*, The highest, lowest, and average number of children in attendance during that time. *Fifth*, The cost of tuition, for each child for three months, according to the highest number in attendance at any one time. *Sixth*, The amount of money received from the State the preceding year, and how distributed, and the disposition of the surplus, if any.

§ 9. For failure to be present at the county seat, at the time appointed, to receive reports, he shall, without some lawful excuse, be fined in a sum not exceeding twenty-five dollars

§ 10. He shall, in each year, so soon as he shall be informed by the Superintendent of the distributable share of the revenue of the school fund apportioned to his county by the Auditor, draw an order on the Auditor for such distributable share of the said revenue. The order, when countersigned by the Superintendent, with a certificate that he believes that such school have been regularly taught, shall entitle the commissioner to a warrant on the treasury for the share of the fund as above mentioned, for the benefit of the common schools taught in his county during the preceding year.

§ 11. Each school commissioner shall as soon as practicable, after he

shall have received the money apportioned to his county, pay to the trustees of each district in his county, the amount apportioned to such district, and, on failure to do so on demand, the trustee may recover the same and thirty per cent. damages thereon, by action against the commissioner, or against him and his sureties, or any of them on his official bond.

§ 12. Each school commissioner shall pay out and disburse the amount of said moneys coming into his hands, to the persons entitled to receive them, and, within ninety days, settle his accounts with the county court, and forward a copy of said settlement, certified by the clerk of said court, to the Superintendent of Public Instruction; and said copy of settlement, with the county court, shall embrace all sums received since the date of his last settlement, by said commissioner, for the benefit of the common schools, and also contain a full statement of all sums paid out by him, for what, to whom, and when paid; and should any commissioner fail to pay out and disburse the common school moneys received by him, and to make settlement, and report the same within ninety days, as above directed, he shall be guilty of a misdemeanor, and on conviction thereof, shall be fined in a sum not less than one hundred nor more than five hundred dollars, as well as remain liable on his official bond; and furthermore, if such certified copy of settlement fail to reach the Superintendent of Public Instruction within one hundred days from the date on which he countersigned the order of the commissioner on the Auditor, the said Superintendent of Public Instruction shall notify the said commissioner of the fact, and if the aforementioned copy of settlement shall not be received within fifteen days from the time of such notification, he shall inform the county judge, of the county in which such commissioner lives, of the facts.

§ 13. Any devise, gift, or donation, of any real or personal estate, in aid of the common schools of any county of this State, shall be held in trust by the commissioner of common schools of such county, and he shall be required to make settlement in regard thereto, in the same manner in which, and at the time when, he makes settlement in regard to the moneys received from the revenue of the school fund; but he shall not be required to send a copy of such settlement to the Superintendent of Public Instruction.

§ 14. A commissioner may administer the oath required of a trustee or teacher of common schools, or of other persons required to make oath in matters relating thereto.

§ 15. Each commissioner shall keep a record of all business transacted by him as commissioner, and a detailed account of all moneys received and disbursed by him.

§ 16. His private seal or scroll shall stand in lieu of a corporate seal.

§ 17. Each commissioner shall, at the time of the annual settlement of his accounts for moneys received from the school fund, report under

oath, the number of days during which he has actually been engaged in the duties of his office, and shall receive therefor two dollars a day for any number of days not exceeding seventy-five in which he has been thus engaged, and one per cent. on the money received and disbursed by him as commissioner of common schools, and these amounts shall be paid out of the county levy.

§ 18. Each commissioner, when he resigns, vacates, is removed, or goes out of office, shall within ten days thereafter, deliver to his successor, or to the county court clerk for him, any money, property, books, effects, or papers, remaining in his hands, and for failure to do so, shall be fined not more than one hundred dollars.

§ 19. Any school commissioner who shall knowingly and willfully report to the Superintendent of Public Instruction a number of common schools as having been taught in his county greater than the number of such schools actually taught therein according to law, or a number of children entitled to tuition in his county greater than the actual number of such children therein, or otherwise knowingly and willfully misstate any fact or facts which he now is, or may hereafter be required by law to report to said Superintendent, shall be deemed guilty of a high misdemeanor, and shall, on conviction thereof, on indictment in the circuit court, be fined in a sum not less than two hundred, nor more than five hundred dollars, or imprisoned in the county jail not longer than six months, or both so fined and imprisoned, in the discretion of the jury.

§ 20. In the case of the death, removal, resignation, or inability of the commissioner elected by the court of claims of any county, to act, the presiding judge of said county is hereby authorized to appoint a successor, to continue in office until the succeeding court of claims is held in said county.

§ 21. In the event of the failure, on the part of the court of claims, to elect a commissioner at the proper time, the incumbent shall continue in office until the time fixed for the next regular election of commissioner. Nevertheless it shall be competent for the county court at any regular session to remove a commissioner for inability, for habitual neglect of duty, or for misfeasance in office.

ARTICLE V.

DISTRICTS.

§ 1. No district shall contain more than one hundred free white children between the ages of six and twenty years, nor less than twenty, except in cases of extreme necessity, and then no district shall contain less than fifteen of said description.

§ 2. The commissioner shall keep a detailed report of the bounds of each district, as laid off or altered by him, and return the same to the

office of the county court clerk, where it shall be kept and recorded in a book for that purpose for public inspection.

§ 3 Each district shall be known by its number, as 1, 2, 3, &c. No two districts in the same county shall be known by the same number, and no changes in the numbers or boundaries of the district shall be made from the time the trustees have employed a teacher till the expiration of three months from the opening of the school, and every district shall be reported by the number it bore while the school was in operation.

§ 4. The commissioners of two adjoining counties, when the division line intersects a neighborhood, whose convenience requires it, may lay off a district composed of parts of both counties. The trustees of such district shall report to each commissioner the number of children in attendance at the school from his county, together with all other facts required by law to be reported in the case of other districts, and the commissioner shall report to the Superintendent, and distribution be made therefor, as for fractional districts.

§ 5. Where a city or town establishes and maintains a system of common schools adequate to the teaching of all the children therein applying for instruction, the same shall be deemed one district. Such city or town shall, through its school agent or other officer, deputed for that purpose, make its annual report to the commissioner of the county, for the several schools therein, at the time and in a similar manner to that required from the trustees of a district, and shall in the proportion which the whole number of children therein, between six and twenty years of age, bears to the whole number of children in the county, receive annually from the commissioner its portion of the money due to the county from the school fund. The commissioner shall have no control over such districts, but the same shall be governed in all respects by the local authorities.

§ 6. Where two school districts adjoin, it shall be lawful for the children in either of such adjoining districts to be taught in and at such school-house as shall be most convenient to them: *Provided, however*, That their tuition fees shall be paid over to the trustees of that district in which they may be taught, and that no change contemplated or authorized by this act shall be made without the assent of a majority of the trustees of said school districts

§ 7. Every free white child in the Commonwealth of Kentucky, between the ages of six and twenty years, shall have the privilige of receiving the benefits of common school instraction in the common school that may be taught in the district where he or she may reside, whether he or she be reported in said district or not.

ARTICLE VI.

TRUSTEES.

§ 1. Each school district shall be under the control of three trustees, an election for whom shall be held at the school-house of such district from nine o'clock in the morning till two o'clock in the evening of the first Saturday of April of each year. At this election the qualified voters of the district shall be the electors, and any widow having a child between six and twenty years of age may also vote in person or by written proxy. No person, except a commissioner or some person residing in the district, shall be competent to act as judge of said election. The judge, if not a commissioner, shall be chosen by a majority of the voters present and voting; give the casting vote in case of a tie; give a certificate of election to the persons elected, signed by himself and the clerk of the meeting; and report the names of the trustees thus elected, in writing, to the commissioner of the county within thirty days after the holding of said election.

§ 2. The trustees so elected shall hold office for one year, and until others are elected and qualified.

§ 3. Any person who may be chosen to preside over the election of school trustees in any school district in this Commonwealth, who shall, knowingly and with intent to commit a fraud, receive and count any illegal vote, or issue a certificate of election to any person not entitled thereto, or shall refuse to issue such certificates to any one duly elected, or who shall fail, for thirty days after the election, to report the names of the persons thus elected trustees, to the commissioner, and any person who shall, with fraudulent intent, deface, mutilate, or destroy the records of any such election, shall be fined the sum of fifty dollars for every such offense, or be confined for twenty days in the county jail in default of the payment of such fine.

§ 4. If from a failure to qualify according to law, or from any other cause, there be a vacancy in the office of trustee, the commissioner of the county shall supply the same by his appointment in writing, and the trustee so appointed shall hold his office until the next election, or until his successor be elected and qualified.

§ 5. They and their successors shall be a body politic and corporate, with perpetual succession, by the name of the trustees for their school district, and, as such, may take, hold, and dispose of, real and personal estate, for the maintenance, use, and benefit of the common schools of their districts, and receive and enforce payments of subscription for the like purpose. Their private seals or scrolls shall stand in lieu of a corporate seal.

§ 6. They may take, by purchase or donation, not exceeding two acres of land, for the purpose of erecting thereon a school-house, pro-

vtde for and procure the erection of the same, take care of the house and its inclosures, making all necessary repairs, and provide for the necessary furniture and fuel, and recover for any damages that may be done to the property in their charge. The trustees may, with the assent of a majority of those voting at an annual election, change the location of the school-house, sell the old site, and use the proceeds towards procuring a new one; or, if the terms of any gift shall so require, the old site shall revert to the donor; or the question may be determined by a vote taken at any other time, ten days' notice of the time and place of voting having first been given by advertisements posted at three public places in the district.

§ 7. They shall have power to select a qualified teacher, agree with him as to compensation, and for good cause, of which he shall first be notified in writing, remove him.

§ 8. They may appoint a collector to collect all sums due the teacher by subscription, or otherwise, and allow him a reasonable compensation therefor.

§ 9. It shall be the duty of the trustees to invite and encourage all the indigent children in the district to attend the school, and to inform them and their parents that such is their right, for which the State pays, though they themselves may contribute nothing towards paying the expense of the school. The annual report of the trustees shall always show that this duty has been performed; and no arrangement shall be made for the benefit of some individuals of this description to the exclusion of any others.

§ 10. One of the trustees shall visit the school at least once in each week, see that the regulations for its government are complied with, and that the teacher performs his duty. They shall perform this duty in rotation, or otherwise, as may be agreed upon. Upon complaint of the teacher, they shall have power to expel a scholar.

§ 11. Immediately after the termination of the school year, to-wit, immediately after the 31st of December, each year, the trustee shall report to the county commissioner, under the oath of any two of them or of one of them, provided he shall bring a certificate from both or either of the others that he is authorized to act for them, as follows, to-wit: *First.* The number of free white children between the ages of six and twenty, residing in their district. *Second.* The whole time that a common school has been kept in the district during the year, by a qualified teacher. *Third.* The highest, lowest, and average number of children in attendance during that time. *Fourth.* The cost of tuition for each child for three months, according to the highest number in attendance at any one time. *Fifth.* The amount of money received from the State for the preceding year, and how disposed of, together with any other facts which the Board of Education may direct to be

reported; and if they cannot verify the statement as to the attendence of the children by their own affidavits, or affidavit, it may be done by the affidavit of the teacher, or of any other person acquainted with the facts.

§ 12. No report from any school district shall be received and reported by any school commissioner unless verified as aforesaid; and any school trustee or trustees who shall knowingly and willfully misreport under oath any fact or facts now or hereafter required of them by law to be reported, shall be deemed guilty of perjury, and shall on conviction thereof on indictment in the circuit court, be punished by confinement in the penitentiary not less than one nor more than six years.

§ 13. In the event of the failure of the commissioner to be present at the county seat on the first Thursday, Friday, and Saturday of January, the county court clerk shall, for the time and for the purpose of receiving reports, have the same power and receive the pay of a commissioner, and shall hand over to the commissioner such reports as he may receive from the trustees, on or before the 10th day of January, and shall report the facts to the county judge.

§ 14. The reports of the trustees must be placed in the hands of the commissioner before the 10th day of January in each year.

§ 15. The trustees shall not be permitted to put out at interest any moneys received from the revenue of the school fund for common school purposes in their districts, but shall pay those moneys out for tuition, and for nothing else, at as early a day as practicable after receiving them, and shall keep a record of their proceedings, with a detailed account of all moneys received or disbursed by them, or either of them; but no trustee, other than the one receiving money, shall be responsible therefor.

§ 16. Any appropriation, on the part of any of the trustees of common schools in this State, of any part of the common school moneys coming into his or their hands, to any teacher or other person or persons contrary to any of the provisions herein contained, shall be punishable by a fine not exceeding one hundred dollars; and any money thus misappropriated may be recovered, by suit at law, by the common school commissioner of the county, or by any citizen of the district, in which such trustee or trustees may reside.

§ 17. A trustee, when he resigns, vacates, is removed, or goes out of office, shall, within ten days thereafter, deliver to the other trustees or to his successor, any money, property, books, or papers in his custody as trustee, and, for failure herein, he shall be fined any sum not exceeding twenty dollars, and, for any neglect of duty or misfeasance in office, he shall be fined any sum not exceeding fifty dollars.

§ 18. In the case of a failure of the trustees of any school district to report to the commissioner the facts required, by the 10th day of

January, in each year, it shall be the duty of the commissioner to inform the county judge of the fact of such failure, and it shall be competent for the county court to remove such trustee at any regular meeting thereafter, and for the commissioner to supply the vacancy thus created.

ARTICLE VII.

TEACHERS.

§ 1. The commissioners may appoint one or more competent persons as examiners of teachers, whose duty it shall be to carefully examine all applicants as to their qualifications to teach the elements of a plain English education. A certificate of qualification from an examiner shall constitute a qualified teacher for a county; or the examination may be made and the certificate granted by a commissioner. The certificate shall be for two years, and shall not be granted to an applicant of known bad moral character. The person making the examination may charge the applicant a fee of fifty cents therefor.

§ 2. In the event of the refusal, on the part of a teacher to qualify according to law, he shall, besides being liable to suffer whatever penalty may be denounced against such refusal, be prohibited from receiving any portion of the common school money. And any trustee who shall, with knowledge of such refusal, pay him such money, shall, on conviction thereof, be fined in a sum not greater than one-half the amount paid to such teacher.

§ 3. It shall be the duty of the teachers of the common schools in this State to keep a record of all facts required by the trustees, in order to the making up of their reports to the commissioners.

§ 4. The teacher may suspend a scholar for a period not to exceed five days for any one offense.

ARTICLE VIII.

COMMON SCHOOL DEFINED.

§ 1. The object of this chapter is to carry into effect the intention of the people of Kentucky, as expressed in their constitution, in promoting the establishment throughout the State of a system of common schools, which shall be equally accessible to the poor as to the rich. It is therefore declared, that every school which is put under the control of trustees and commissioners pursuant thereto, which has been actually kept for three months during the year, by a qualified teacher, and at which every free white child in the district, between the ages of six and twenty years, has had the privilege of attending, whether contributing toward defraying its expenses or not, and none

other, shall be deemed a "common school," within the meaning of this chapter, or entitled to any contribution out of the school fund.

§ 2. Nothing in the last section shall preclude a school which is kept for a part of a year as a common school, from being kept for the balance of the year as a select or private school, to which none but contributors may have the privilege of sending pupils.

§ 3. Twenty-two school days, or days in which teachers are actually employed in the school room, shall constitute a school month in the common schools of this State.

§ 4. The school year shall end on the 31st day of December.

ARTICLE IX.

OATHS.

§ 1. From and after the passage of this act all school commissioners, examiners of teachers for common schools and school trustees, and teachers elected to teach in common schools, and all presidents, professors and teachers in colleges and high schools incorporated by legislative enactment, and all directors in such other institutions of learning as may have been or may hereafter be so incorporated, shall, as a condition precedent to entering upon the discharge of their official duties, severally take the following oath, to be administered by some officer now authorized to administer oaths: "I do solemnly swear that I will support the constitution of the United States, and the constitution of Kentucky, and be true and faithful to the Commonwealth, so long as I remain a citizen thereof. That I recognize the binding obligation of the constitution of the United States, and the duty of every citizen to submit thereto as the supreme law of the land. That I will not give aid to the rebellion against the Government of the United States, nor give aid to the so called provisional government of Kentucky, either directly or indirectly, so long as I remain a citizen of or reside in Kentucky, and that this oath is taken by me without any mental reservation—so help me God."

§ 2. The oath thus administered shall in each case be reduced to writing, and returned for preservation to the office of the county court for the county in which the school or college is located or the office or employment to be performed.

§ 3. Any person who shall teach in any such school or college, or exercise any of the duties of either of the offices enumerated in this act, without taking the oath required, shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than two hundred dollars at the discretion of the jury.

§ 4. Any person who shall violate said oath shall be deemed guilty of false swearing, and upon conviction thereof be subject to all the penalties imposed by law for that crime.

ARTICLE X.

FINES, &C.

§ 1. All fines, forfeitures and penalties imposed by this act, and not otherwise provided for in the act, shall be enforced by indictment in the circuit court, by the grand jury, and it shall be the duty of the circuit judge to give this in charge to the grand jury.

§ 2. All fines and forfeitures recovered under this act shall be paid into the treasury, and placed to the credit of the common school fund.

§ 3. All law or parts of laws now in force which conflict with this act are hereby repealed.

§ 4. This act shall take effect thirty days from and after its passage.

Mr. Sampson moved to amend said bill as follows, viz:

Strike out section 6, of article 3, and insert in lieu thereof the following:

"He shall devote his whole time to the duties of his office, and shall visit such counties of the State, as he can without interferring with the other duties of his office, and deliver lectures on the subject of common schools in such counties where he shall deem it conducive to the interest of the system.

And the question being taken thereon, it was decided in the negative.

Mr. Bush moved to amend said bill as follows, viz:

Section 6, article 3, lines 1st and 5th, strike out the words "shall," where they occur, and insert "may."

And the question being taken thereon, it was decided in the negative.

Mr. Wright moved to amend said bill as follows, viz:

Article 4, section 6, line 2, strike out the word "shall," and insert "may."

Mr. Sampson moved to amend said bill as follows, viz:

To section 6, article 3, add the following, "and shall state in his report what counties he has visited and where he has delivered lectures."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Grover moved to amend said bill as follows, viz:

To section 3, article 3, add the following: "and shall devote his entire time and attention to the duties of his office."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Bruner moved to fill the blank in line 1, article 3, section 2, with the words "eighteen hundred dollars."

Mr. Read moved to fill the blank with the words "fifteen hundred dollars."

The question was then taken on filling the blank with the first named sum,

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	John K. Goodloe,	Henry D. McHenry,
F. L. Cleveland,	Wm. H. Grainger,	John A. Prall,
John F. Fisk,	Asa P. Grover,	Wm. Sampson—9.

Those who voted in the negative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	John Power,
R. T. Baker,	R. H. Field,	Wm. B. Read,
N. R. Black,	W. W. Gardner,	G. C. Riffe,
Wm. S. Botts,	T. W. Hammond,	James F. Robinson,
B. H. Bristow,	John J. Landram,	C. T. Worthington,
Jas. H. G. Bush,	J. D. Landrum,	George Wright—21.

The question was then taken on filling the blank with the second named sum, (1,500,) and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Henry D McHenry,
Wm. Anthony,	Richard H Field,	John Power,
R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	W. W. Gardner,	Wm. B. Read,
Wm. S. Botts,	John K. Goodloe,	Geo. C. Riffe,
B. H. Bristow,	Wm. H. Grainger,	Jas. F. Robinson,
John B. Bruner,	John J. Landram,	Wm Sampson,
Jas. H. G. Bush,	J. D. Landrum,	C. T. Worthington,
F. L. Cleveland,	Gibson Mallory,	George Wright—27.

Those who voted in the negative, were—

M. J. Cook,	Asa P. Grover,	T. W. Hammond—3.

Mr. Grover moved to fill the blank in line 5, article 3, section 2, with the words "eight hundred dollars."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grover and Wright, were as follows, viz:

ARTICLE X.

FINES, &C.

§ 1. All fines, forfeitures and penalties imposed by this act, and not otherwise provided for in the act, shall be enforced by indictment in the circuit court, by the grand jury, and it shall be the duty of the circuit judge to give this in charge to the grand jury.

§ 2. All fines and forfeitures recovered under this act shall be paid into the treasury, and placed to the credit of the common school fund.

§ 3. All law or parts of laws now in force which conflict with this act are hereby repealed.

§ 4. This act shall take effect thirty days from and after its passage.

Mr. Sampson moved to amend said bill as follows, viz:

Strike out section 6, of article 3, and insert in lieu thereof the following:

"He shall devote his whole time to the duties of his office, and shall visit such counties of the State, as he can without interferring with the other duties of his office, and deliver lectures on the subject of common schools in such counties where he shall deem it conducive to the interest of the system.

And the question being taken thereon, it was decided in the negative.

Mr. Bush moved to amend said bill as follows, viz:

Section 6, article 3, lines 1st and 5th, strike out the words "shall," where they occur, and insert "may."

And the question being taken thereon, it was decided in the negative.

Mr. Wright moved to amend said bill as follows, viz:

Article 4, section 6, line 2, strike out the word "shall," and insert "may."

Mr. Sampson moved to amend said bill as follows, viz:

To section 6, article 3, add the following, "and shall state in his report what counties he has visited and where he has delivered lectures."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Grover moved to amend said bill as follows, viz:

To section 3, article 3, add the following: "and shall devote his entire time and attention to the duties of his office."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Bruner moved to fill the blank in line 1, article 3, section 2, with the words "eighteen hundred dollars."

Mr. Read moved to fill the blank with the words "fifteen hundred dollars."

The question was then taken on filling the blank with the first named sum,

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	John K. Goodloe,	Henry D. McHenry,
F. L. Cleveland,	Wm. H. Grainger,	John A. Prall,
John F. Fisk,	Asa P. Grover,	Wm. Sampson—9.

Those who voted in the negative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	John Power,
R. T. Baker,	R. H. Field,	Wm. B. Read,
N. R. Black,	W. W. Gardner,	G. C. Riffe,
Wm. S. Botts,	T. W. Hammond,	James F. Robinson,
B. H. Bristow,	John J. Landram,	C. T. Worthington,
Jas. H. G. Bush,	J. D. Landrum,	George Wright—21.

The question was then taken on filling the blank with the second named sum, (1,500,) and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Henry D McHenry,
Wm. Anthony,	Richard H Field,	John Power,
R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	W. W. Gardner,	Wm. B. Read,
Wm. S. Botts,	John K. Goodloe,	Geo. C. Riffe,
B. H. Bristow,	Wm. H. Grainger,	Jas. F. Robinson,
John B. Bruner,	John J. Landram,	Wm Sampson,
Jas. H. G. Bush,	J. D. Landrum,	C. T. Worthington,
F. L. Cleveland,	Gibson Mallory,	George Wright—27.

Those who voted in the negative, were—

M. J. Cook,	Asa P. Grover,	T. W. Hammond—3.

Mr. Grover moved to fill the blank in line 5, article 3, section 2, with the words "eight hundred dollars."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grover and Wright, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	John K. Goodloe,	H. D. McHenry,
John F. Fisk,	Asa P. Grover,	Wm. Sampson—6.

Those who voted in the negative, were–

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	John Power,
R. T. Baker,	Richard H. Field,	Wm. B. Read,
N. R. Black,	W. W. Gardner,	Geo. C. Riffe,
Wm. S. Botts,	Wm. H. Grainger,	Jas. F. Robinson,
B. H. Bristow,	T. W. Hammond,	C. T. Worthington,
James H. G. Bush,	John J. Landram,	George Wright—23.
F. L. Cleveland,	J. D. Landrum,	

Mr. Wright moved to fill the blank with the words "five hundred dollars."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Bush, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	H. D. McHenry,
John B Bruner,	John K. Goodloe,	John A. Prall,
James H. G. Bush,	Wm. H. Grainger,	Jas. F. Robinson,
F. L. Cleveland,	T. W. Hammond,	William Sampson,
Richard H. Field,	J. D. Landrum,	C. T. Worthington,
John F. Fisk,	Gibson Mallory,	Geo. Wright—18.

Those who voted in the negative, were—

T. T. Alexander,	B. H. Bristow,	John J. Landram,
Wm. Anthony,	M. J. Cook,	John Power,
N. R. Black,	J. R. Duncan,	Wm. B. Read,
Wm. S. Botts,	Asa P. Grover,	Geo. C. Riffe,—12.

Mr. Cleveland moved tn amend said bill as follows, viz:

In article 6, section 11, line 3, strike out "two" and insert "one."

And the question being taken thereon, it was decidad in the negative.

Mr. Cleveland moved further to amend said bill as follows, viz:

Article 6, section 11, strike out all from the word "them," in the 3d line, to the "first" in the 6th line.

And the question being taken thereon, it was decided in the negative.

Mr. Fisk moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmetive.

The yeas and nays being required thereon by Messrs. Goodloe and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander.	John F. Fisk,	George C. Riffe,
N. R. Black,	J. D. Landrum,	Jas. F. Robinson,
John B. Bruner,	Gibson Mallory,	Wm. Sampson,
M. J. Cook,	Henry D. McHenry,	C. T. Worthington,
Richard H. Field,	John A. Prall,	George Wright—15.

Those who voted in the negative, were—

Wm. Anthony,	J. R. Duncan,	T. W. Hammond,
R. T. Baker,	W. W. Gardner,	John J. Landram,
Wm S. Botts,	John K. Goodloe,	John Power,
Jas. H. G. Bush,	Wm. H. Grainger,	W. B. Read—14.
F. L. Cleveland,	Asa P. Grover,	

On motion, leave of absence was granted to Mr. Robinson until Thursday next.

Mr. Robinson moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cook, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Anthony,	F. L. Cleveland,	H. D. McHenry,
R. T. Baker,	R. H. Field,	John Power,
N. R. Black,	John K. Goodloe,	John A. Prall,
Wm. S. Botts,	Wm. H. Grainger,	Wm. B. Read,
B. H. Bristow,	T. W. Hammond,	J. F. Robinson,
James H. G. Bush,	Gibson Mallory,	C. T. Worthington—18.

Those who voted in the negative, were—

T. T. Alexander,	John F. Fisk,	J. D. Landrum,
Jno. B. Bruner,	W. W. Gardner,	Geo. C. Riffe,
M. J. Cook,	Asa P. Grover,	Wm. Sampson,
J. R. Duncan,	John J. Landram,	George Wright—12.

SATURDAY, JANUARY 16, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled,

An act to amend chapter 35, of the Revised Statutes.

With an amendment to said bill.

That they had passed bills of the following titles, viz:

1. An act allowing appeals from police courts in certain cases.

2. An act to amend an act, entitled, an act to amend section 4, article 3, chapter 17, of the Revised Statutes, approved August 22d, 1862.

3. An act to authorize the two justices of the peace residing in the Williamstown district, to hold special terms of the Grant county court, in the absence of the county judge from the county.

4. An act to legalize the proceedings of the Grant county quarterly court, at its March, June, September and December terms for 1863.

5. An act to amend an act, entitled, an act to incorporate the Southern Kentucky Female Collegiate Institute, at Russellville.

6. An act to amend the charter of the Henry County Female Academy.

7. An act to incorporate the Newport Street Railway Company.

8. An act to amend the charter of the Elizaville and Pleasant Valley Mills Turnpike road Company.

9. An act to incorporate the Calhoon Lodge of Free and Accepted Masons.

10. An act prescribing additional duties for assessors of tax.

11. An act to increase the number of the commissioners of the sinking fund.

12. An act for the benefit of the Protestant Episcopal Orphan Asylum, of Louisville.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred, the 1st, 2d, 7th, 9th and 12th to the committee on the Revised Statutes; the 3d and 4th to the committee on County Courts; the 5th and 6th to the committee on Education; the 8th to the committee on Internal Improvement, and the 10th and 11th to the committee on Finance.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions which originated in the House of the following titles, viz:

Resolution providing for the election of Public Printer and Public Binder.

Resolution providing for the safe keeping of the flag of the 22d Regiment Ky., Volunteer Infantry, together with other flags that have been or may be presented to the State.

Resolution requesting the Commissioners of the Sinking Fund to make a report of the condition and application of said fund.

An act for the benefit of Jno. S. Marksbury, sheriff of Grant county.

An act for the benefit of James H. Eubank.

An act for the benefit of Wm. B. Craddock, sheriff of Hart county.

An act to change a voting place in election district No. 2, in Greenup county.

An act for the benefit of Jas. Herd, late sheriff of Clay county.

An act for the benefit of Elias Dunbar, of Russell county.

An act for the benefit of the administrator of Wm. Samuel.

An act for the benefit of the sheriff of Livingston county.

An act for the benefit of the heirs of Thomas H. Barnes deceased, late clerk of Madison county.

An act for the benefit of Jonathan Lewis and his deputies.

An act to amend an act, entitled, an act to amend the law in relation to runaway slaves, approved December 19, 1861.

An act for the benefit of James H. Eubank, late sheriff of Barren county.

The Speaker laid before the Senate the report of the Adjutant General.

Mr. J. D. Landrum laid before the Senate the following communication, viz:

It is agreed and desired by the parties in the contested election case of Power and Patrick, that the places on the board of Senators Spalding and Chiles may be supplied by two others drawn from the box. Senator Spalding being too unwell to attend, and Senator Chiles being absent.

JOHN M. HARLAN, *Attorney for Power.*
A. J. JAMES, *Council for Patrick.*

January, 15*th*, 1864.

Whereupon the Senate proceeded (in the manner prescribed by law,) to fill the vacancies referred to in the above address.

Which resulted in the selection of Messrs. Alexander and Cleveland, to whom was administered the oath prescribed by law.

The Senate resumed the consideration of

A bill for the benefit of Sarah Christopher and Sarah J. Howard.

Mr. Gardner moved to reconsider the vote by which said bill was on yesterday amended.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So said bill was rejected.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Mallory, from the committee on Agriculture and Manufactures—

An act to repeal an act, entitled, an act to prevent the destruction of fish in Fleming creek,

By Mr. Fisk, from the committee on Revised Statutes—

An act to suspend for two years in the counties of Harlan, Whitley, Perry, Knox, Letcher and Pike, an act approved 25th February, 1862, entitled, an act to amend chapter 83, of the Revised Statutes, title Revenue and Taxation.

With an amendment to said bill.

Which was concurred in,

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Fisk, from the committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled,

An act to increase the fees of assessors of this Commonwealth.

Reported the same without amendment.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same:

By Mr. Sampson, from the committee on the Judiciary—

A bill to amend an act, entitled, an act to amend and reduce into one the several acts relating to the town of Glasgow, approved January 7, 1852.

By Mr. Goodloe, from the committee on Propositions and Grievances—

A bill for the benefit of James Wood and T. W. Samuel, late sheriffs of Nelson connty.

By Mr. Mallory, from the committee on Agriculture and Manufactures—

A bill to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

By Mr. Field, from the committee on Codes of Practice—

A bill to amend chapter 3, article 1, section 25, of the Civil Code of Practice.

By same—

A bill to amend section 92, of the Criminal Code of Practice.

By Mr. Fisk, from the committee on Revised Statutes—

A bill requiring the clerk of the Court of Appeals to record all opinions rendered in said court.

By Mr. Bush, from the same committee—

A bill to amend article 2, chapter 42, of the Revised Statutes, entitled, "Guardian and Ward."

By Mr. Sampson, from the same committee—

A bill in relation to the office of Attorney General.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

The 1st, 2d, 3d, 4th and 5th of said bills were ordered to be engrossed and read a third time, and the 6th, 7th and 8th were ordered to be printed and placed in the orders of the day.

The constitutional provision as to the third reading of the 1st, 2d, 3d, 4th and 5th of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Goodloe, from the committee on the Judiciary, asked to be discharged from the further consideration of the petition of Jas. G. Haswell.

Which was granted.

Mr. Goodloe, from the same committee, reported

A bill to repeal the 16th and 17th sections of chapter 47, of the Revised Statutes, title, "Husband and Wife."

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof with the sections referred to for the use of the General Assembly, and that it be made the special order of the day for Thursday the 21st inst., at 11 o'clock, A. M.

Mr. Fisk, from the committee on the Revised Statutes, to whom had been referred

A bill to amend section 720 of the Civil Code of Practice,

Reported the same with an amendment as a substitute for said bill.

Ordered, That the Public Printer print one hundred and fifty copies of said amendment, and that said bill and amendment be placed in the orders of the day.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the minor children of Jas. M. Barclay, deceased.

An act to authorize the county court of Grant county to grant the privilege of erecting gates across the Frankfort and Falmouth road.

An act to incorporate Humboldt Lodge, No. 141, I. O. O. F., Louisville, Kentucky.

Resolution for the benefit of W. T. Samuels and J. H. Johnson.

And enrolled bills which originated in the Senate of the following titles, viz:

An act regulating the duties of notaries public.

An act for the benefit of Allen N. Bush, late sheriff of Clarke county.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Anthony, from the committee on the Codes of Practice, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend section 720, of the Civil Code of Practice,

Reported the same with the expression of opinion, that it ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Anthony, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

A bill to amend section 445, of the Civil Code of Practice,

Reported the same with the expression of opinion that it ought not to pass.

Pending the consideration of which, the hour arrived for taking up the orders of the day.

The Senate resumed the consideration of

A bill to revise, amend, and reduce in to one the common school laws of Kentucky.

Mr. Bush moved to reconsider the vote by which the Senate on yesterday filled the blank with the sum of fifteen hundred dollars, (the salary of the Superintendent.)

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Alexander were as follows, viz:

Those who voted in the affirmative, were—

J. B Bruner,	John K. Goodloe,	John A. Prall,
James H. G. Bush,	Wm. H. Grainger,	Wm. Sampson,
M. J. Cook,	Asa P. Grover,	W. C. Whitaker—11.
John F. Fisk,	H. D. McHenry,	

Those who voted in the negative, were—

T. T. Alexander,	Harrison Cockrill,	Gibson Mallory,
William Anthony,	J. R. Duncan,	John Power,
R. T. Baker,	Richard H. Field,	William B. Read,
N. R. Black,	W. W. Gardner,	Geo. C. Riffe,
Wm. S. Botts,	T. W. Hammond,	Ben. Spalding,
B. H. Bristow,	J. J. Landram,	C. T. Worthington,
F. L. Cleveland,	J. D. Landrum,	Geo. Wright—21.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the negative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Gibson Mallory,
William Anthony,	Richard H. Field,	Henry D. McHenry,
R. T. Baker,	John F. Fisk,	John Power,
N. R. Black,	W. W. Gardner,	John A. Prall,
William S. Botts,	John K. Goodloe,	William B. Read,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
John B. Bruner,	Asa P. Grover,	William Sampson,
James H. G. Bush,	T. W. Hammond,	W. C. Whitaker,
Francis L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—30.

Those who voted in the negative, were—

Milton J. Cook, Ben. Spalding—2.

Resolved, That the title thereof be as aforesaid.

On motion of Mr. Bruner, leave of indefinite absence was granted to Mr. Read.

The Senate took up for consideration the report of the joint committee of the two Houses, in relation to the federal tax on tobacco.

Which was adopted.

Ordered, That the Public Printer print five hundred additional copies of said report with the view of sending a copy to each member of the Congress of the United States.

Bills from the House of Representatives, of the following titles, which were read the first time, viz:

1. An act to amend chapter 4, article 3, section 5, of the Revised Statutes.

2. An act for the benefit of Wm. B. Miller, late sheriff of Hancock county.

3. An act for the benefit of Preston M. Hildreth.

4. An act for the benefit of C. Bailey.

5. An act for the benefit of Jas. R. Hughes, of Washington county.

6. An act to repeal an act, entitled, an act authorizing the Louisville chancery court to close Curran street.

7. An act for the benefit of Wayne county.

8. An act for the benefit of Robert English, late sheriff of Hardin county.

9. An act for the benefit of Wm. D. Vertrees, late judge Hardin quarterly court.

10. An act for the benefit of Wm. T. Samuels, late clerk of the Hardin county court.

11. An act for the benefit of Isaac Radley, late sheriff of Hardin county.

12. An act for the benefit of J. N. Buchanan, late jailer of Todd county.

13. An act for the benefit of F. M. Demumbrun, late sheriff of Edmonson county, and his sureties.

14. An act for the benefit of certain school districts in Carroll county.

15. An act to amend article 1, section 1, chapter 84, of Revised Statutes, entitled, "Roads and Passways."

16. An act for the benefit of Jno. S. Howard, late sheriff of Spencer county.

17. An act to incorporate the American Eagle Lodge, No. 130, I. O. O. F.

18. An act to incorporate the Jefferson manufacturing company, in Louisville or Jefferson county.

19. An act to authorize the Louisville chancery court, the Jefferson circuit and county courts to increase the compensation of the surveyor of Jefferson county, in certain cases.

20. An act for the benefit of J. S. Dury.

21. An act for the benefit of Sanders D. Bruce.

22. An act to allow the jailers of Hickman and Fulton counties to appoint deputies.

23. An act to amend an act, entitled, an act to establish a levy and county court for Jefferson county.

24. An act concerning the Jefferson county and levy court.

25. An act to amend an act, entitled, an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South.

26. An act for the benefit of Ben. Stokes of Mason county.

27. An act for the benefit of Mrs. Jettie Stern.

28. An act for the benefit of Mrs. Minna Grauman.

29. An act for the benefit of Mrs. Susan E. Myers, of Anderson county.

30. An act for the benefit of Barbette alias Lubett Lieber, of Louisville.

31. An act to amend sub-section 5, section 8, chapter 39, of the Revised Statutes.

32. An act for the benefit of Mrs. Sarah Hoffman.

33. An act for the benefit of Clara Dinkelspiel.

34. An act for the benefit of Rosaline Brile, of Louisville.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred, the 1st, 15th, 17th, 18th, 19th, 20th, 22d, 31st, 32d, 33d and 34th to the committee on Revised Statutes; the 2d, 3d, 4th, 5th, 7th, 8th, 11th, 12th, 13th, 16th, 21st and 26th to the committee on Finance; the 6th, 27th, 28th, 29th and 30th to the committee on the Judiciary; the 9th, 10th, 23d and 24th to the committee on County Courts; the 14th to the committee on Education, and the 25th to the committee on Religion.

And then the Senate adjourned.

MONDAY JANUARY 18, 1864.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill from the Senate, entitled,

An act allowing pay for blank books and presses in the Louisville city court.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the children and heirs of Joshua Middleton, deceased.

2. An act to change the line between the counties of Russell and Casey.

3. An act to change the county line between Harrison and Bracken counties.

4. An act to pay for the National flag raised in front of the Capitol.

5. An act for the benefit of Wm. Surgenor alias Wm. Sargeant, of Wolf county.

6. An act to incorporate the Shelbyville and Bardstown turnpike company.

7. An act to authorize the Maysville and Blue run turnpike road company in Mason county to extend their road.

8. An act to incorporate the Sharpsburg and Owingsville turnpike road company.

9. An act for the benefit of Shiloh and Olivet church Shelby county.

10. An act to incorporate Little Mount church in Spencer county.

11. An act empowering the trustees of the Methodist Church South, in Crittenden, to sell property.

12. An act for the benefit of the sheriffs of Scott county.

13. An act for the benefit of the sheriff of Marshall county for the year 1861.

14. An act for the benefit of W. B. Ely, sheriff of Marshall county.

15 An act for the benefit of Samuel W. Owens, sheriff of Ballard county.

16. An act for the benefit of the Wilderness turnpike road in Knox county.

17. An act for the benefit of Henry Griffith, late sheriff of McLean county.

18. An act for the benefit of John Peters, late sheriff of Owsley county.

19. An act for the benefit of the Bullitt county Academy.

20. An act for the benefit of the Richmond and Lexington turnpike road company.

21. An act to authorize the trustees of the Salem church in Ander- county, to dispose of the same and the land belonging thereto.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of the first 20 of said bill being dispensed with,

They were referred, the 1st and 20th to the committee on the Judiciary; the 2d and 3d to the committee on Propositions and Grievances; the 4th, 5th, 12th, 13th, 14th, 15th, 17th and 18th to the committee on Finance; the 6th, 7th, 8th and 16th to the committee on Internal Improvement; the 9th, 10th and 11th to the committee on Religion, and the 19th to the committee on Education.

Ordered, That the 21st of said bills be read a second time.

The constiutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. Cockrill, the petition of sundry citizens of Estill county in relation to the securities of W. A. L. B. Sharp, praying the passage of an act for their benefit.

By Mr. Worthington, the petition of J. B. Nichols, clerk of the county of Boyle, praying the passage of an act for his benefit.

Which were received, the reading dispensed with, and referred to the committee on Finance.

The Senate resumed the consideration of a bill from the House of Representatives, entitled,

An act to amend section 445 of the Civil Code of Practice.

Ordered, That said bill be recommitted to the committee on Codes of Practice.

Mr. Sampson, from the committee on the Codes of Practice, asked to be discharged from the further consideration of the leave to them referred, to bring in a bill in relation to persons absconding from the State.

Which was granted.

Mr. J. J. Landram, from the committee on County Court, asked to be discharged from the further consideration of the petition of sundry citizens of Monroe county, in relation to the rebuilding of the court house, &c.

Which was granted.

Mr. Baker, from the same committee, asked to be discharged from the further consideration of the petition of L. S. Mitchell.

Which was granted.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Alexander, from the committee on County Courts—

A bill to repeal an act for the benefit of Jacob McClancy, approved March 3, 1863.

By same—

A bill for the benefit of Thomas Conway, late sheriff of Union county.

By Mr. J. J. Landram, from the same committe—

A bill for the benefit of the sheriff of Lyon county.

By Mr. Baker, from the committee on County Courts—

A bill to legalize and pay off the debt of Bracken county.

By same—

A bill for the benefit of Bracken county, in relation to private passways.

By Mr. Alexander, from the committee on Finance—

A bill for the benefit of John Jones, late jailer of Campbell county.

By same—

A bill for the benefit of the sureties of John G. Pickens, deceased, late sheriff of Clinton county.

By Mr. Baker, from the committee on Internal Improvement—

A bill to amend the charter of the Lexington and Frankfort railroad company

By Mr. Riffe, from the committee on Religion—

A bill for the benefit of the trustees of the Methodist Episcopal Church South, of Columbia circuit.

By Mr. Cook, from a select committee—

A bill to regulate the management of the Madison fork of the Wilderness turnpike road.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the committee on Education—

An act for the benefit of the trustees of the town seminary of Princeton.

By Mr. Botts, from the committee on Finance—

An act for the benefit of the sheriff of Anderson county.

By Mr. J J. Landram, from the committee on Privileges and Elections—

An act to change the place of voting in district No. 3, in Simpson county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Prall, from the committee on Federal Relations, to whom had been referred a preamble and resolution from the House of Representatives, entitled,

Preamble and resolution in relation to the adjustment and payment of claims of citizens of Kentucky, against the United States.

Reported the same without amendment,

And with the expression of opinion that it should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Prall, from the same committee, also reported a resolution from the House of Representatives, which to them had been referred, entitled,

Resolution requesting our Senators and Representatives in Congress to procure the passage of a bill to reimburse Kentucky for loss sustained by rebel raids.

Reported the same without amendment.

And with the expression of opinion that it should be concurred in,

And the question being taken thereon, it was decided in the affirmative.

Mr. Botts, from the committee on Finance, reported

A bill for the benefit of Ben. Botts, sheriff of Fleming county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken on its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Henry D McHenry,
William Anthony.	John F. Fisk,	John Power,
R. T. Baker,	W. W. Gardner,	John A. Prall,
N. R. Black,	John K. Goodloe,	George C. Riffe,
William S. Botts,	William H. Grainger,	William Sampson,
B. H. Bristow,	Asa P. Grover,	Ben. Spalding,
John B. Bruner,	T. W. Hammond,	W. C. Whitaker,
James H. G. Bush,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—29
Milton J. Cook,	Gibson Mallory,	

In negative, none—

Resolved, That the title thereof be as aforesaid.

Mr. Botts, from the same committee, reported

A bill for the benefit of the sheriff of Owsley county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

William Anthony,	J. R. Duncan,	Gibson Mallory,
R. T. Baker,	John F. Fisk,	Henry D. McHenry,
N. R. Black,	W. W. Gardner,	John Power,
William S. Botts,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	William H. Grainger.	George C. Riffe,
John B. Bruner,	Asa P. Grover,	Ben Spaulding,
James H. G. Bush,	T. W. Hammond,	Walter C. Whitaker,
F. L. Cleveland,	Johd J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—28.
Milton J. Cook,		

In the negative, none—

Resolved, That the title thereof be as aforesaid.

Mr. Botts, from the same committee, reported

A bill for the benefit of the sureties of W. G. Fleming, late sheriff of Fleming county.

Which was read the first time, and ordered to be read a second time

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	H. D. McHenry,
R. T. Baker,	J. R. Duncan,	John Power,
Wm. S. Botts,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	Wm. H. Grainger,	Geo. C. Riffe,
James H. G. Bush,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	T. W. Hammond,	C. T. Worthington—20.
Harrison Cockrill,	John J. Landram,	

Those who voted in the negative, were—

Wm. Anthony,	W. W. Gardner,	Wm. Sampson,
N. R. Black,	J. D. Landrum,	W. C. Whitaker,
Jno. B. Bruner,	Gibson Mallory,	George Wright—10.
John F. Fisk,		

Resolved, That the title thereof be as aforesaid.

On motion, Mr. Duncan was placed on the joint committee to visit the Institute for Feeble-minded Children, in place of Mr. Grover, who wished to be relieved from service on said committee.

The Senate according to order took up for consideration,

A bill to establish a State school for teachers.

Ordered, That said bill be recommitted to the committee on Education,

And that they report the same to the Senate on Wednesday next, (20th inst.,) at 11 o'clock, A. M.

The Senate took up for consideration the amendments proposed by the House of Representatives, to a bill from the Senate, entitled,

An act for the benefit of Monroe county.

Ordered, That said bill and amendments be referred to the committee on Finance.

Also, the amendments proposed by the House of Hepresentatives, to a bill from the Senate, entitled,

An act concerning the importation of slaves into this Commonwealth.

Ordered, That said bill and amendments be referred to the committee on the Judiciary.

Also the amendments proposed by the House of Representatives, to a bill from the Senate, entitled,

An act to amend chapter 35, of the Revised Statutes.

Which were twice read and concurred in.

Also, a message in writing from the Governor, which is as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *January 15th*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

Jas. G. Coke, Jas. P. Harbeson, Robt. W. Hays, Wm. H. Saunders, of Jefferson; Sherrod Williams, of Pulaski; Jas. Harper, of Fayette; C. H. Mooar, John F. Fisk, Chas. H. Fisk, of Kenton; J C. Randolph, R. H. King, of Jessamine; Isaac Caldwell, of Jefferson, and Charles Haydon, of Franklin. THO. E. BRAMLETTE, *Governor*.

Resolved, That the Senate advise and consent to said appointments.

On motion of Mr. Worthington, Mr. H. M. McCarty was admitted to a seat on the floor of the Senate as reporter for the Louisville and Cincinnati papers.

Mr. Goodloe, moved the following resolution, viz:

Resolved, That the committee on Finance inquire into the expediency of making an appropriation of money out of the treasury, for the relief of the sick and wounded soldiers of Kentucky, and also as to the expediency of paying a bounty to the destitute and needy widows and ophans of such as have died or fallen in battle; and report by bill or otherwise.

Which was adopted.

Mr. Cleveland move the following resolution:

The rule of the Senate being dispensed with,

Said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the joint committee on the Library be instructed to open a correspondence with one or more distinguished artists, and learn from them upon what terms they can obtain a life-size portrait of Henry Clay, for the Senate Chamber; and that they report to this General Assembly by bill or otherwtse.

The question was then taken on the adoption of said resolution, and was decided in the affirmative.

Mr. J. J. Landram moved the following resolution:

The rule of the Senate being dispensed with,

Said resolution was taken up and read as follows, viz:

Whereas, there has been, and is now great complaint in some of the regiments from Kentucky, now in the Federal service, in consequence of the mode heretofore pursued in filling vacancies in regimental and company offices. In some cases officers with the rank of Lieutenant is promoted to the rank of field officer over the Captains of the same Regiment, who were of equal ability and merit, and in other cases junior Captains have been promoted over their seniors, without any apparent cause for such distinction, and strangers have been commissioned and assigned commands in regiments that they have never labored an hour in recruiting and organizing the same, over the heads of those of equal merit, who have labored months for the recruiting and organization thereof, all of which appears unjust, and if continued therein, will prove derogatory to the service, and for remedy whereof:

Resolved by the General Assembly of the Commonwealth of Kentucky, That all vacancies in established regiments, to the rank of Colonel, should be filled by promotion according to seniority, except in cases of incompetency, and promotions to the rank of Captains in established compainies should be made regimentally, and said line of promotion should not be departed from unless in case of officers and soldiers for peculiar merit won on the field of battle.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. Bush moved the following resolution, viz:

Resolved, That the committee on Military Affairs be instructed to inquire into the expediency of making it the duty of the Adjutant General of Kentucky, to collect and correctly enroll the name, residence, company, and regiment, of each officer and soldier, who has or shall hereafter enlist for any term of service in this State, for the suppression of the present rebellion; also, the special service of any such soldier.

Which was adopted.

Mr. Black moved the following resolution:

The rule of the Senate being dispensed with,

Said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the State Treasurer be, and he is hereby directed and required to pay to the Governor of this Commonwealth his salary in coin.

Ordered, That said resolution be referred to the committee on Finance.

Mr. Cook moved the following resolution, viz:

Resolved, That Elijah Patrick be allowed a seat upon the floor of the Senate during the pendency of his contest for a seat, and that he be heard in relation to said contest.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Mallory—1. A bill to appoint an interpreter for the Jefferson circuit court.

On motion of same—2. A bill to amend the charter of the Louisville and Nashville railroad company.

On motion of same—3. A bill to incorporate the Kentucky Marine and Fire Insurance Company.

On motion of Mr. Cockrill—4. A bill for the benefit of Joseph S. McNew of Owsley county.

On motion of Mr. J. J. Landram—5. A bill to amend an act, entitled, an act to incorporate the Burlington and Forence turnpike road company, approved March 18, 1851, and the amendments, approved March 10, 1856.

On motion of Mr. Goodloe—6. A bill to suppress treasonable practices.

On motion of Mr. Alexander—7. A bill to authorize the appointment of elisors to summon juries in certain cases.

On motion of same—8. A bill for the benefit of Grant Green, late Auditor of Kentucky.

On motion of Mr. Gardner—9. A bill to incorporate the Kentucky Association of Miners.

On motion of same—10. A bill to incorporate the Caseyville and Madisonville turnpike road company.

On motion of Mr. Fisk—11. A bill allowing the city council of Covington to close an alley.

On motion of same—12. A bill to amend section 3, chapter 6, of the Revised Statutes.

On motion of Mr. Alexander—13. A bill to regulate the duties and pay of county attornies.

The committee on Circuit Courts was directed to prepare and bring in the 1st and 7th; the committee on the Judiciary the 2d, 3d, 4th, 6th, and 9th; the committee on Revised Statutes the 5th, 11th and 12th; the committee on Finance the 8th; the committee on Internal Improvement the 10th, and the committee on County Courts the 13th.

And then the Senate adjourned.

TUESDAY JANUARY 19, 1864.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled,

An act to incorporate the Newport hotel company.

That they had passed bills and adopted a resolution of the following titles, viz:

An act to amend article 13, chapter 28, of the Revised Statutes.

An act to amend article 12, chapter 28, of the Revised Statutes.

An act for the benefit of John A. Hamilton, of Monroe county.

An act to amend an act, entitled, an act to amend the road law of Campbell county, approved 19th of February, 1849.

An act to amend an act, entitled, an act to regulate the town of Falmouth.

An act to authorize the county court of Marion to levy a tax to build a jail and circuit and county court clerk's offices for said county.

An act for the benefit of V. B. Young, of Bath county.

An act to amend the laws of the city of Newport.

An act giving the Warren county court jurisdiction of that portion of the old Nashville road within the limits of Warren county.

Resolution for the benefit of the 4th and 6th Regiments Kentucky Cavalry.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

They were referred, the 1st and 2d to the committee on Revised Statutes; the 3d, 4th and 6th to the committee on County Courts; the 5th to the committee on Circuit Courts; the 7th and 8th to the committee on Finance; the 9th to the committee on the Judiciary, and the 10th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Ordered, That the resolution for the benefit of the 4th and 6th Regiments Kentucky Cavalry, be referred to the committee on Finance, and that they report on to-morrow at 11 o'clock.

Mr. Whitaker presented the petition of Addison M. Ballard, praying the passage of an act for his benefit.

Which was received, the reading dispensed with, and referred to the committee on Finance.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the committee on Education—

An act to amend the charter of the Henry County Female Academy.

By Mr. Alexander, from the committee on Finance—

An act for the benefit of J. N. Buchanan, late jailer of Todd county.

By Mr. Worthington, from the same committee—

An act prescribing additional duties for assessors of tax.

By same—

An act for the benefit of C. Bailey.

By Mr. McHenry, from the committee on the Judiciary—

An act to amend the charter of the Elizaville and Pleasant Valley Mills Turnpike road Company.

By same—

An act to repeal an act, entitled, an act authorizing the Louisville chancery court to close Curran street.

By Mr. Riffe, from the committee on Religion—

An act to amend an act, entitled, an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act for the benefit of Barbette alias Lubett Lieber, of Louisville.

An act for the benefit of Mrs. Jettie Stern.

An act for the benefit of Mrs. Minna Grauman.

An act for the benefit of Mrs. Susan E. Myers, of Anderson county.

Reported the same with the expression of opinion that said bills ought not to pass.

And the question being taken seperately on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Alexander, from the committee on Finance, reported

A bill to repeal section 23, article 2, chapter 48, Revised Statutes.

Which was read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as afore said.

Mr. Goodloe, from the committee on the Judiciary, reported

A bill to amend the charter of the Louisville and Nashville railroad company.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration,

A bill authorizing justices of the peace to take acknowledgment of deeds and other writings.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

The Senate also took up for consideration bills of the following titles, viz:

A bill in relation to the office of Attorney General.

A bill to amend section 221 of the Civil Code of Practice.

A bill to amend the revenue laws.

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Mallory—1. A bill to amend the charter of the Louisville turnpike road company.

On motion of same—2. A bill for the benefit of the heirs of Isaac Stewart, deceased.

On motion of Mr. Fisk—3. A bill to incorporate the Kentucky Central railroad company.

On motion of Mr. McHenry—4. A bill for the benefit of the Muhlenburg county court.

On motion of same—5. A bill for the benefit of William S. Miller, sheriff of Ohio county.

On motion of Mr. Fisk—6. A bill to legalize the acts of Jno. Ellis, school commissioner of Kenton county.

The committee on Revised Statutes was directed to prepare and bring in the 1st and 2d; the committee on the Judiciary the 3d and 4th; the committee on Finance the 5th, and the committee on Education the 6th.

And then the Senate adjourned.

WEDNESDAY, JANUARY 20, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of John D. Mannen.

An act for the benefit of Joseph Nickle, assessor of the county of Morgan.

An act to incorporate St. John's church, at Versailles, Ky.

That they had passed bills of the following titles, viz:

An act appropriating money to the Western Lunatic Asylum.

An act for the better protection of wool-growers.

An act to change the line between the 1st and 2d voting districts in Mercer county.

An act for the benefit of C. C. Brock, E. E. Garnett, James Crawford, and Paul C. Bedford, of Montgomery county.

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

An act for the benefit of M. D. Suttles, sheriff of Jackson county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred, the the 1st, 4th, 5th and 6th to the committee on Finance; the 2d to the committee on Agriculture and Manufacture, and the 3d to the committee on Privileges and Elections.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Jacob Fisher, and his associates.

An act to change the place of voting in district No. 6, in Todd county.

An act to permit John Moran, jailer of Greenup county to have a deputy.

An act to change the law in relation to appraisers.

An act for the benefit of W. M. Samuels, sheriff of Hickman county.

An act to enable the county court of Crittenden county to build a jail.

An act for the benefit of B. B. Vaughan, late sheriff of Cumberland county.

An act to incorporate the Neptune Encampment of Independent Order of Odd Fellows.

An act to incorporate Humboldt Lodge, No. 141, I. O. O. F., Louisville, Kentucky.

An act for the benefit of the minor children of Jas. M. Barclay, deceased.

An act to authorize the county court of Grant county to grant the privilege of erecting gates across the Frankfort and Falmouth road.

Resolution for the benefit of W. T. Samuels and J. H. Johnson.

Mr. Botts presented the petition of Wm. Visseher, praying the passage of an act for his benefit.

Which was received, the reading dispensed with, and referred to the committee on Military Affairs.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. McHenry, from the committee on Circuit Courts—

An act to amend an act, entitled, an act to regulate the town of Falmouth.

By Mr. Bruner, from the committee on Education—

An act for the benefit of the Bullitt county Academy.

By Mr. Botts, from the committee on Finance—

An act for the benefit of William B. Miller, late sheriff of Hancock county.

By same—

An act to increase the number of the commissioners of the sinking fund.

By same—

An act for the benefit of Robert English, late sheriff of Hardin county.

By same—

An act for the benefit of Ben. Stokes of Mason county.

By same—

An act for the benefit of Sanders D. Bruce.

By same—

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

By same—

An act for the benefit of John S. Howard, late sheriff of Spencer county.

By Mr. Grover, from the same committee—

An act for the benefit of F. M. Demumbrun, late sheriff of Edmonson county, and his sureties.

The further consideration of the last bill was suspended until to-morrow.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of Jas. R. Hughes, of Washington county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	John Power,
William Anthony,	John F. Fisk,	John A. Prall,
R. T. Baker,	W. W. Gardner,	George C. Riffe,
N. R. Black,	William H. Grainger,	Jas. F. Robinson,

William S. Botts,	Asa P. Grover,	William Sampson,
B. H. Bristow,	T. W. Hammond,	Ben. Spalding,
John B. Bruner,	John J. Landram,	W. C. Whitaker,
James H. G. Bush,	J. D. Landrum,	C. T. Worthington,
Francis L. Cleveland,	Gibson Mallory,	George Wright—29.
J. R. Duncan,	Henry D. McHenry,	

Those who voted in the negative, were—

Milton J. Cook—1.

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the committee on County Courts, reported

An act to authorize the appointment of elisors in certain cases, and to empower them to summon jurors

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Grover from the committee on Finance, asked to be discharged from the further consideration of a leave to them referred, to bring in

A bill for the benefit of Jos. S. McNew.

Which was granted.

Mr. Bush presented the remonstrance of Jas. A. Dawson, Register of the Land Office, remonstrating against appropriating any portion of the office now occupied by him, to the use and benefit of the Clerk of the Court of Appeals.

Which was received, the reading dispensed with, and referred to the committee on the Court of Appeals.

Mr. Botts, from the committee on Finance, reported a resolution from the House of Representatives, to them referred, for the benefit of the 4th an 6th Regiments of Kentucky Cavalry.

With an amendment.

Said resolution reads as follows, viz:

Whereas, the 4th and 6th Kentucky cavalry, after much service and gallant achievements in the field, have given the highest evidence of exalted patriotism, by re-enlisting as veteran volunteers, and are now at Louisville to receive the furlough won by their gallant services and patriotic action, but for want of paymasters have not been paid the last two months for which they have been mustered—therefore,

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Auditor be, and he is hereby directed, to draw his warrant upon the Treasurer for the sum of fifteen thousand dollars ($15,000,) in favor of Captain Allen, or such paymaster as may be designated to pay off said gallant men of the aforesaid 4th and 6th regiments of

Kentucky cavalry. This sum being advanced to the paymaster aforesaid, for the use of the government, and to be paid to said soldiers upon their muster rolls for pay, as prescribed by the rules and regulations of the War Department.

2. This resolution to apply only to those of said regiments who have not received the bounty for re-enlistment, and to take effect from its passage.

The amendment proposed by the committee reads as follows, viz:

Amend by striking out all in the first resolution after the word resolved, and insert thefollowing:

Resolved, That the Governor be and he is hereby authorized to loan to the paymaster, who may be assigned to pay said gallant men of the 4th and 6th regiments aforesaid, the sum of fifteen thousand dollars, taking bond of said paymaster therefor, so soon as the Governor shall receive assurance from the General Government that said loan will be paid to the State on demand, and that the Auditor of Public Accounts be and he is hereby directed, to draw his warrant on the Treasurer in favor of the Governor for such amount, payable out of the military fund.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Anthony, were as follows, viz:

Those who voted in the affirmative, were—

William Anthony,	J. B. Bruner,	Gibson Mallory,
Wm. S. Botts,	Asa P. Grover,	C. T. Worthington—6.

Those who voted in the negative, were—

R. T. Baker,	Richard H. Field,	John Power,
N. R. Black,	John F. Fisk,	John A. Prall,
B. H. Bristow,	W. W. Gardner,	Geo. C. Riffe,
James H. G. Bush,	Wm. H. Grainger,	J. F. Robinson,
F. L. Cleveland,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	J. J. Landram,	W. C. Whitaker,
M. J. Cook,	J. D. Landrum,	Geo. Wright—23.
J. R. Duncan,	H. D. McHenry,	

Mr. Whitaker moved to amend said resolution as follows, viz:

Strike out the word "Captain," and insert in lieu thereof "Major William."

And the question being taken thereon, it was decided in the affirmative.

Mr. Whitaker moved to further amend said resolution, by inserting after the words "Major W. Allen," the words "chief pay-master."

And the question being taken thereon, it was decided in the affirmative.

Mr. Whitaker moved further to amend said resolution, by striking out the word "fifteen,"(the sum authorized to be drawn,) and insert in lieu thereof the word "twenty."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on concurring in the resolution as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Richard H. Field,	John Power,
N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	W. W. Gardner,	Geo. C. Riffe,
B. H. Bristow,	Wm. H. Grainger,	Jas. F. Robinson,
John B. Bruner,	T. W. Hammond,	Wm. Sampson,
James H. G. Bush,	John J. Landram,	Ben. Spalding,
F. L. Cleveland,	J. D. Landrum,	W. C. Whitaker,
Harrison Cockrill,	Gibson Mallory,	C. T. Worthington,
M. J. Cook,	H. D. McHenry,	George Wright—28.
J. R. Duncan,		

Those who voted in the negative, were—

Wm. Anthony, Asa P. Grover—2.

The Senate according to order, took up for consideration.

A bill to establish a State school for teachers.

With the amendment heretofore proposed by the committee on Education as a substitute for said bill.

Mr. Grover moved to amend said amendment.

Ordered, That the further consideration of said bill and proposed amendments be postponed, and made the special order of the day for Friday next, 22d inst., at 11 o'clock, A. M.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to a resolution from the House of Representatives, entitled,

Resolution for the benefit of the 4th and 6th Regiments of Kentucky Cavalry.

The Senate took up for consideration the resolution in relation to extending the session of the General Assembly.

Ordered, That the further consideration of said resolution be postponed until Monday next, 25th inst., at 11 o'clock, A. M.

The Senate took up for consideration,

A bill requiring the clerk of the Court of Appeals to record all opinions rendered in said court.

Ordered, That said bill be committed to the committee on the Judiciary.

The Senate took up for consideration,

A bill to amend article 2, chapter 42, of the Revised Statutes, entitled, "Guardian and Ward."

Mr. Whitaker moved to amend said bill

Ordered, That said bill and amendment be referred to the committee on Revised Statutes.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the sheriff of Anderson county.

An act for the benefit of the trustees of the town seminary of Princeton.

An act to change the place of voting in district No. 3, in Simpson county.

An act to legalize the election of police judge and other officers for the town of Smithland.

An act to incorporate the Newport Hotel Company.

An act to empower the city council of Newport to discontinue a portion of an alley in said city.

An act to repeal an act, entitled, an act to prevent the destruction of fish in Fleming creek,

An act to authorize the trustees of Salem church, in Anderson county, to dispose of the same, and the land belonging thereto.

Resolution requesting our Senators and Representatives in Congress to procure the passage of a bill to reimburse Kentucky for losses sustained by rebel raids.

Preamble and resolution in relation to the adjustment and payment of claims of citizens of Kentucky against the United States.

Preamble and resolution for the benefit of the 4th and 6th Regiments of Kentucky Cavalry.

And an enrolled bill which originated in the Senate, entitled,

An act to amend chapter 35, of the Revised Statutes.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Cockrill moved the following resolution, viz:

Whereas, The General Assembly of Kentucky are about to elect a Senator in Congress to succeed the Hon. L. W. Powell; and whereas, It is of the highest importance that only those should represent Kentucky in the National Councils who fully endorse the sentiments of a majority of the loyal people of Kentucky—therefore,

Resolved by the Senate, That each of the distinguished gentlemen, who aspires to a seat in the National Senate, be and they are hereby requested, through the public prints, or in some other public manner, to make an early declaration of their views: 1st. As to the propriety of furnishing all the men and money necessary to suppress the rebellion. 2d. As to the proper policy to be pursued by the Federal Government, during the existence of the war between it and the so-called Confederate Government.

Ordered That said resolution be referred to the committee on Federal Relations.

Leave was given to bring in the following bills, viz:

On motion of Mr. Botts—1. A bill for the benefit of Francis Garrett, late clerk of the Morgan county court.

On motion of Mr. Hammond—2. A bill to establish a State road from Canton, Trigg county, via Murray, Calloway county, to Mayfield, Graves county.

On motion of Mr. Cook—3. A bill to assist the county of Laurel in building a jail.

On motion of Mr. Riffe—4. A bill for the benefit of the Hustonville and Bradfordsville turnpike road company.

On motion of Mr. Cook—5. A bill for the benefit of Robert Boyd, late clerk of the Whitley circuit court.

The committee on Finance was directed to prepare and bring in the 1st, 3d, and 5th, and the committee on Internal Improvement the 2d and 4th.

And then the Senate adjourned.

THURSDAY, JANUARY 21, 1864.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act further amend an act to amend the revenue laws of this Commonwealth, approved 28th of February, 1862.

An act for the benefit of John Walden, of Estill county.

An act for the benefit of J. A. Jackson, sheriff of Webster county.

An act for the benefit of W. P. Evans, sheriff of Laurel county.

An act for the benefit of John M. Buckman, late sheriff of Union county.

An act for the benefit of the sureties of R. S. Spalding, late sheriff of Union county.

An act for the benefit of William McClure, sheriff of Rockcastle county.

An act for the benefit of John Cummins, late sheriff of Rockcastle county.

An act empowering the Governor to raise a force for the defense of the State.

With an amendment to last bill.

That they had concurred in the adoption of the memorial in relation to the proposed federal tax on leaf tobacco.

That they had passed bills and adopted a resolution of the following titles, viz:

An act for the benefit of E. T. Fish, of Rockcastle county.

An act for the benefit of William Corum, clerk of the Greenup circuit court.

An act for the benefit of J. W. Campbell, late sheriff of Nicholas county.

An act for the benefit of Thomas C. Edwards, late sheriff of Green county.

An act for the benefit of Mary York.

An act for the benefit of the sureties of J. D. Owens, late sheriff of Henry county.

An act for the benefit of William Tinsley, late sheriff of Knox county.

An act for the benefit of the sureties of John B. Holladay, late sheriff of Nicholas county.

An act for the benefit of Breathitt county.

Resolutions in relation to the distillation of grain.

The Speaker laid before the Senate the memorial of Jno. W. Schoolfield, on the subject of compensated emancipation.

Mr. Cockrill presented the petition of sundry citizens of Owsley, in relation to slack water navigation on the Kentucky river.

Mr. Alexander presented the petition of C. P. Gray and T. T. Hays, of Clinton county, in relation to the passage of an act authorizing the recording of wills in certain cases.

Which memorial and petitions were received, their reading dispensed with, and referred—the 1st to the committee on Federal Relations; the 2d to the committee on Internal Improvement, and the 3d to committee on the Judiciary.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of Allen N. Bush, late sheriff of Clarke county.

An act regulating the duties of notaries public.

An act to amend chapter 35, of the Revised Statutes.

Also, a message in writing, which lies over one day.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Grover, from the committee on Finance—

An act for the benefit of F. M. Demumbrun, late sheriff of Edmonson county, and his sureties.

By Mr. Baker, from the committee on Internal Improvement—

An act for the benefit of the Wilderness turnpike road in Knox county.

By same—

An act to authorize the Maysville and Blue run turnpike road company in Mason county to extend their road.

By same—

An act to incorporate the Sharpsburg and Owingsville turnpike road company.

By Mr. Fisk, from the committee on the Judiciary—

An act to amend the charter and laws of the city of Newport.

By Mr. J. J. Landram, from the committee on Privileges and Elections—

An act to change the line between the 1st and 2d voting districts in Mercer county.

By Mr. Riffe, from the committee on Religion—

An act for the benefit of Shiloh and Olivet church Shelby county.

By same—

An act to incorporate Little Mount church in Spencer county.

By same—

An act empowering the trustees of the Methodist Church South, in Crittenden, to sell property.

By Mr. Fisk, from the committee on Revised Statutes—

An act to incorporate the Jefferson manufacturing company, in Louisville or Jefferson county.

By same—

An act to incorporate the Calhoon Lodge No. 310, of Free and Accepted Masons.

By same—

An act to incorporate the American Eagle Lodge, No. 130, I. O. O. F.

By same—

An act to amend chapter 4, article 3, section 5, of the Revised Statutes.

By Mr. Bush, from the same committee—

An act to incorporate the Newport Street Railway Company.

By same—

An act to amend an act, entitled, an act to amend section 4, article 3, chapter 17, of the Revised Statutes, approved August 22d, 1862.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Goodloe, from the committee on Propositions and Grievances, to whom was referred bills from the House of Representatives, of the following titles, viz:

An act to change the county line between Harrison and Bracken counties.

An act to change the line between the counties of Russell and Casey.

Reported the same with the expression of opinion that said bills ought not to pass.

Ordered, That said bills be placed in the orders of the day.

Mr. Fisk, from the committee on the Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend sub-section 5, section 8, chapter 39, of the Revised Statutes.

Reported the same without amendment.

Ordered, That said bill be recommitted to the same committee, with instructions to report a special act in favor of Mrs. Polly Dufour.

Mr. Fisk, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend article 1, section 1, chapter 84, of Revised Statutes, entitled, "Roads and Passways."

Reported the same with the expression of opinion, that it ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Fisk, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of J. S. Dury.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	John Power,
Wm. Anthony,	R. H. Field,	John A. Prall,
R. T. Baker,	John F. Fisk,	G. C. Riffe,
N. R. Black,	W. W. Gardner,	James F. Robinson,
Wm. S. Botts,	Wm. H. Grainger,	Wm. Sampson,
B. H. Bristow,	T. W. Hammond,	Ben. Spalding,
John B. Bruner,	John J. Landram,	W. C. Whitaker,
Jas. H. G. Bush,	J. D. Landrum,	C. T. Worthington,
F. L. Cleveland,	Gibson Mallory,	George Wright—29.
Harrison Cockrill,	Henry D. McHenry,	

Those who voted in the negative, were—

Asa P. Grover—1.

Resolved, That the title thereof be as aforesaid.

Mr. Bush, from the same committee, to whom had been referred bills from the House of Representatives, entitled,

An act to allow the jailers of Hickman and Fulton counties to appoint deputies.

An act for the benefit of Rosaline Brile, of Louisville.

Reported the same with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. McHenry, from the committee on the Judiciary—

A bill for the benefit of the Muhlenburg county court.

By same—

A bill to incorporate the Kentucky Association of Miners, in Union and Crittenden counties.

By Mr. Fisk, from the committee on Revised Statutes—

A bill to amend an act to incorporate the Burlington and Florence turnpike road company, approved March 18, 1851, and the amendments thereto, approved March 10, 1856.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the committee on the Judiciary, to whom had been referred the amendments proposed by the House of Representatives, to a bill from the Senate, entitled,

An act concerning the importation of slaves into this Commonwealth.

Reported the same with an amendment to the amendment proposed by the House of Representatives.

And the question being taken on conccuring in said amendment, it was decided in the affirmative.

Mr. Fisk, from the committee on the Judiciary, reported

A bill to incorporate the Kentucky Central railroad.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be recommitted to the committee on the Judiciary.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of C. Bailey.

An act to repeal an act, entitled, an act authorizing the Louisville chancery court to close Curran street.

An act for the benefit of J. N. Buchanan, late jailer of Todd county.

An act to incorporate American Eagle Lodge, No. 130, I. O. O. F.

An act to amend the charter of the Henry County Female Academy.

An act to amend the charter of the Elizaville and Pleasant Valley Mills Turnpike road Company.

An act prescribing additional duties for assessors of tax.

An act giving the Warren county court jurisdiction of that portion of the old Nashville road within the limits of Warren county.

And enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of John D. Mannen.

An act for the benefit of Joseph Nickle, assessor of the county of Morgan.

An act to incorporate St. John's church, at Versailles, Ky.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate according to order took up for consideration

A bill to repeal the 16th and 17th sections article 4, of chapter 47, of the Revised Statutes, title, "Husband and Wife."

Ordered, That the further consideration of said bill be postponed until to-morrow at 11 o'clock.

A message was received from the House of Representatives, announcing that they were ready to execute the joint order of the day, the election of a United States Senator, to fill the seat made vacant by the expiration of the term of service of the Hon. L. W. Powell, on the 4th of March, 1865.

Mr. Cleveland moved that a committee be appointed to inform the House of Representatives that the Senate was now ready to execute the joint order of the day.

Mr. Bruner moved the previous question,

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan.	Henry D McHenry,
Wm. Anthony,	Richard H Field,	Jas. F. Robinson,
R. T. Baker,	W. W. Gardner,	Wm. Sampson,
Wm. S. Botts,	John K. Goodloe,	Ben. Spalding,
B. H. Bristow,	Wm. H. Grainger,	C. T. Worthington,
John B. Bruner,	Asa P. Grover,	George Wright—20.
F. L. Cleveland,	Gibson Mallory,	

Those who voted in the negative, were—

N. R. Black,	John F. Fisk,	John Power,
Jas. H. G. Bush,	T. W. Hammond,	John A. Prall,
Harrison Cockrill,	John J. Landram,	Geo. C. Riffe,
M. J. Cook,	J. D. Landrum,	W.C. Whitaker—12.

The question was then taken on the motion made by Mr. Cleveland, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	W. W. Gardner,	James F. Robinson,
William Anthony.	John K. Goodloe,	William Sampson,
John B. Bruner,	William H. Grainger,	Ben. Spalding,
Francis L. Cleveland,	Asa P. Grover,	C. T. Worthington,
J. R. Duncan,	Gibson Mallory,	George Wright—17.
R. H. Field,	Henry D McHenry,	

Those who voted in the negative, were—

R. T. Baker,	Harrison Cockrill,	J. D. Landrum,
N. R. Black,	Milton J. Cook,	John Power,
William S. Botts,	John F. Fisk,	John A. Prall,

B. H. Bristow,	T. W. Hammond,	George C. Riffe,
James H. G. Bush,	John J. Landram,	W. C. Whitaker—15.

Whereupon Messrs. Cleveland and Bruner were appointed said committee.

Mr. Whitaker then moved that the Senate do now adjourn.

A message was received from the House of Representatives, announcing that in that House the following gentlemen were in nomination for United States Senator:

Hon's. J. F. Bell, James Guthrie, C. F. Burnam, Wm. O. Butler and James F. Buckner.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Whitaker and Prall, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	M. J. Cook,	J. D. Landrum,
N. R. Black,	John F. Fisk,	John Power,
Wm. S. Botts,	T. W. Hammond,	John A. Prall,
James H. G. Bush,	John J. Landram,	W. C. Whitaker—13.
Harrison Cockrill,		

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	Geo. C. Riffe,
Wm. Anthony,	John K. Goodloe,	Jas. F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	William Sampson,
John B Bruner,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	Gibson Mallory,	C. T. Worthington,
J. R. Duncan,	H. D. McHenry,	Geo. Wright—19.
Richard H. Field,		

Mr. Fisk moved a call of the Senate.

Mr. McHenry moved to lay that motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	W. W. Gardner,	George C. Riffe,
Wm. Anthony,	John K. Goodloe,	Jas. F. Robinson,
Wm. S. Botts,	Wm. H. Grainger,	Wm. Sampson,
B. H. Bristow,	Asa P. Grover,	Ben. Spalding,
John B. Bruner,	Gibson Mallory,	W. C. Whitaker,
F. L. Cleveland,	Henry D. McHenry,	C. T. Worthington,
J. R. Duncan,	John A. Prall,	George Wright—22.
Richard H. Field,		

Those who voted in the negative, were—

R. T. Baker,	M. J. Cook,	John J. Landram,
N. R. Black,	John F. Fisk,	J. D. Landrum,
Jas. H. G. Bush,	T. W. Hammond,	John Power—10.
Harrison Cockrill,		

Mr. Whitaker moved a reconsideration of the vote by which the Senate laid upon the table the motion made by Mr. Fisk.

Mr. Goodloe then moved to lay on the table the motion made by Mr. Whitaker.

Mr. Bush moved that the Senate do now adjourn.

Mr. Goodloe then rose to a point of order, insisting that the motion made by Mr. Bush was not in order.

The Speaker decided the motion to be in order.

From this decision of the chair, Mr. Goodloe appealed, setting forth the following as the basis of his appeal:

The Senator from Woodford appeals from the decision of the chair, declaring a motion to adjourn was not in order during the joint session of the legislature for the purpose of electing a United States Senator, the motion defeating the object of the joint session.

Mr. Whitaker then moved a postponement of the subject under consideration until Monday next, at 10 o'clock, A. M.

Mr. Fisk then moved the previous question.

Before further action was had the hour arrived, when by a resolution of the 9th of December, 1863, the Senate stands adjourned.

FRIDAY, JANUARY 22, 1864.

A message was received from the House of Representatives, announcing that they had passed bills and concurred in a resolution from the Senate, of the following titles, viz:

An act for the benefit of the Parksville turnpike road company.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

An act for the benefit of the sureties of William G. Fleming, late sheriff of Fleming county.

Resolution in relation to the construction of a military road.

That they had passed bills and adopted a resolution of the following titles, viz:

An act for the benefit of S. M. Weihl, of Boyle county.

An act for the benefit of Wm. Romans.

An act for the benefit of Robt. Young, of Nicholas county.

An act establishing a toll bridge over Clark's river in McCracken county.

An act to incorporate the Columbia and Burksville turnpike road company.

An act for the benefit of the Spencer and Nelson county turnpike road company.

Resolution in relation to descriptive rolls of enlisted men of Kentucky.

That they had received official information from the Governor that he had approved and signed enrolled bills and resolutions which originated in the House of the following titles, viz:

An act to legalize the election of police judge and other officers for the town of Smithland.

An act to empower the city council of Newport to discontinue a portion of an alley in said city.

An act to incorporate the Newport Hotel Company.

An act for the benefit of the sheriff of Anderson county.

An act to repeal an act, entitled, an act to prevent the destruction of fish in Fleming creek.

An act to authorize the trustees of Salem church, in Anderson county, to dispose of the same, and the land belonging thereto.

An act to change the place of voting in district No. 3, in Simpson county.

An act for the benefit of the trustees of the town seminary of Princeton.

Preamble and resolution in relation to the adjustment and payment of claims of citizens of Kentucky against the United States.

Resolution requesting our Senators and Representatives in Congress to procure the passage of a bill to reimburse Kentucky for losses sustained by rebel raids.

Resolution for the benefit of the 4th and 6th Regiments Kentucky Cavalry.

The Senate took up for consideration the amendment proposed by House of Representatives, to a bill from the Senate, entitled,

An act empowering the Governor to raise a force for the defense of the State.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor of this Commonwealth is hereby authorized and empowered to raise a force not exceeding five thousand troops, for the defense of the State.

§ 2. That said troops may be raised by volunteering or by draft, in such manner, and at such places within the State of Kentucky, as the Governor may direct; and may be organized as cavalry, infantry, artillery, or mounted infantry, as to him may seem best; and when so organized they shall be mustered into the service of the State of Kentucky, for any period not exceeding three years or during the war: *Provided*, That the Governor shall have power to muster any or all of said troops out of service whenever it shall seem proper to him to do so.

§ 3. That said troops, when organized and mustered into the service of the State, shall be under the command and subject to the orders of the commaneer-in-chief of the militia of this Commonwealth, and such officers under him as may be elected or appointed in pursuance of law.

§ 4. That said troops shall be placed upon the same footing as to pay, clothing and subsistence, with similar organizations in the service of the United States, and shall be entitled to all the privileges and immunities granted by the laws of this State to soldiers in the service of the United States.

§ 5. That the "Rules and Articles of War," and general regulations for the government of the armies of the United States, and the law of this State known as the "State Guard Law," with its amendments, and such as may be hereafter adopted, so far as the same are applicable, shall apply to and govern said organizations and troops: *Provided*, That the commander-in-chief may, at any time, within his discretion, modify said rules and regulations, and may establish additional orders and regulations for the better discipline, government, and subsistence of said troops.

§ 6. The forces raised and organized under this act, shall be used for State defense. against guerrillas and guerrilla raids, and for such other military service, against the rebel armies and troops, as may be necessary; and said troops may also be used to co-operate with the federal forces within Kentucky, whenever the commander-in-chief shall so direct.

§ 7. It shall be the duty of the Governor when the forces or any portion thereof, raised under the provisions of this act, are mustered into the service of this State, to report the number and term of service, and ask of the General Government, a credit on the present call for 300,000 additional troops, or any further call upon this State.

§ 8. This act to take effect from its passage.

The amendment proposed by the House of Representatives, reads as follows, viz:

§ 9. That if said troops shall be raised by draft, they shall be drawn from the different counties, with a view to equality in numbers upon the quota due from each county to the General Government.

The question was then taken on concurring in the amendment proposed by the House of Representatives, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Whitaker and Baker, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	F. L. Cleveland,	Wm. Sampson,
B. H. Bristow,	M. J. Cook,	C. T. Worthington,
John B. Bruner,	J. D. Landrum,	George Wright—9.

Those who voted in the negative, were—

Wm. Anthony,	John F. Fisk,	H. D. McHenry,
R. T. Baker,	W. W. Gardner,	John Power,
N. R. Black,	John K. Goodloe,	John A. Prall,
Wm. S. Botts,	Wm. H. Grainger,	Geo. C. Riffe,
James H. G. Bush,	Asa P. Grover,	Jas. F. Robinson,
Harrison Cockrill,	T. W. Hammond,	Ben. Spalding,
J. R. Duncan,	John J. Landram,	W. C. Whitaker—23.
Richard H. Field,	Gibson Mallory,	

The Senate took up for consideration,

A bill to establish a State school for teachers,

With the amendments thereto proposed.

Ordered, That the further consideration of said bill and proposed amendments be postponed until Monday, next 25th inst., at 11 o'clock.

Also,

A bill to repeal the 16th and 17th sections of article 4, chapter 47, of the Revised Statutes, title, "Husband and Wife."

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Monday next, 25th inst., at 10½ o'clock.

Mr. Bush, from the committee on the Revised Statutes, reported the following bills, viz:

A bill to authorize the general council of the city of Louisville to close up and discontinue Quincy street in Isaac Stewart's enlargement of the city of Louisville.

A bill authorizing the city council of the city of Covington to abolish and discontinue a portion of an alley in said city.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Fisk moved to lay on the table the appeal taken on yesterday by Mr. Goodloe from the decision of the chair, together with the whole matter connected therewith.

And the question being taken thereon, it was decided in the affirmative.

The hour having arrived for the execution of the joint order of the day, the election of United States Senator,

Mr. McHenry nominated Mr. James Guthrie, as a suitable person to fill said office.

Mr. Riffe nominated Mr. Joshua F. Bell, for the same office.

Mr. J. J. Landram nominated Mr. Curtis F. Burnam, for the same office.

Mr. Grover nominated General William O. Butler, for the same office.

No other name having been put in nomination, the Senate proceeded to vote, which vote stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	Wm. Sampson,
Jno. B. Bruner,	Wm. H. Grainger,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	H. D. McHenry,	George Wright—14.
W. W. Gardner,	James F. Robinson,	

Those who voted for Mr. Bell, were—

T. T. Alexander,	F. L. Cleveland,	John Power,
N. R. Black,	T. W. Hammond,	Geo. C. Riffe—7.
Wm. S. Botts,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	M. J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

Those who voted for Mr. Butler, were—

Asa P. Grover—1.

Those who voted for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum—2.

Messrs. McHenry and Fisk were appointed a committee to act in conjunction with a similar committee appointed on the part of the House to compare the joint vote of the two Houses in this and subsequent ballots.

After a short time Mr. McHenry reported that the joint vote stood thus:

For James Guthrie	48
For Joshua F. Bell	39
For Curtis F. Burnam	30
For W. O. Butler	4
For Jas. F. Buckner	7

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a second vote which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	Wm. Sampson,
John B Bruner,	William H. Grainger.	Ben Spalding,
J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	Henry D. McHenry,	George Wright—14.
W. W. Gardner,	James F. Robinson,	

Those who voted for Mr. Bell, were—

T. T. Alexander,	F. L. Cleveland,	John Power,
N. R. Black,	T. W. Hammond,	George C. Riffe—7.
William S. Botts,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

Those who voted for Mr. Butler, were—

Asa P. Grover—1.

Those who voted for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum—2.

The committee heretofore appointed to compare the joint vote of the two Houses, retired, and after a short time reported that the joint vote stood thus:

For Mr. Guthrie	51
For Mr. Bell	41
For Mr Burnam	31
For Mr. Butler	1
For Mr. Buckner	5

Mr. Grover then withdrew from nomination the name of General W. O. Butler.

Mr. Riffe moved the following joint resolution:

The rule of the Senate being dispensed with,

Said reselution was taken up and read as follows, viz:

"As the cloud is consumed and vanisheth away, so he that goeth down to the grave shall come up no more."

In the dispensation of an all-wise Providence, we are called to

mourn the loss of another friend and companion—Judge Milton P. Buster, Senator from Wayne county, departed this life yesterday morning. In respect for his memory—therefore,

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That in the death of Judge Buster the legislature has lost one of its most valuable members and the State a patriotic and enlightened citizen.

2. We tender to the immediate friends and family of the deceased, our condolence and sympathy in this sad bereavement.

3. That the clerk of the Senate transmit a copy of these resolutions to the family of Judge Buster; that the two Houses be draped in mourning, and that the members wear the usual badge of mourning, and that, as a further testimonial of our respect, the legislature will attend the remains of the deceased to the Frankfort Cemetery.

The question was then taken on the adoption of the resolution, and it was decided in the affirmative.

A message was also received from the House of Representatives, announcing that they had adopted a resolution in relation to the death of the Hon. M. P. Buster.

Which was taken up, twice read, and concurred in.

And then the Senate adjourned.

SATURDAY, JANUARY 23, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following titles, viz:

An act for the benefit of W. E. Munford, clerk of the Barren circuit court.

An act in relation to the police court of Winchester.

That they had passed bills of the following titles, viz:

An act for the benefit of Solomon C. Saylor, sheriff of Harlan county.

An act for the benefit of James H. Holladay, late clerk of the circuit court of Nicholas county.

An act for the benefit of the adminstrator of Orlean Bishop, deceased.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Sampson, from the committee on the Revised Statutes—

An act to amend article 13, chapter 28, of the Revised Statutes.

With an amendment as a substitute for said bill.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any person shall, by any false vouchers, account, claim, writing, or act, knowing the same to be false and fraudulent, obtain from the treasury or funds of the State, or any county or district of a county, or of any municipal corporation, any money or other movable thing of value, which may be the subject of larceny; or shall procure the same to be certified and passed as correct, by any authority authorized cy law to certify and pass upon the same, knowing the same to be false and fraudulent, and with intent thereof or thereby to obtain from the the State, or from any county, or from any district of a county, or from any municipal corporation, any moneys, effects or other movable thing of value, the property of the same, and which may be the subject of larceny, such person so offending, their aiders and abettors, shall be punished by a fine not exceeding one thousand dollars, or confined in jail not exceeding twelve months, at the discretion of a jury, where the amount in value, so obtained or attempted to be obtained, does not exceed five hundred dollars; and where said amount shall exceed five hundred dollars, such person, their aiders and abettors, shall be guilty of felony, and on conviction shall be confined in the penitentiary a period of time not exceeding ten years, at the discretion of a jury.

§ 2. This act shall be given specially in charge to the grand jury.

§ 3. This act shall be in force from its passage

The amendment proposed by the committee as a substitute for the bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, If any person having the custody, control or distinct possession of any money, bank notes, promissory notes, property, effects, or other movable thing of value, belonging to or for the use of the State, or of any county or district of a county, or of any municipal corporation, and under any trust or duty to keep, return, deliver, or specifically apply the same or any part thereof, shall in violation of such trust or duty, willfully misapply, misappropriate, conceal, loan, use, or otherwise wrongfully and fraudulently dispose of such money, bank notes, promissory notes, property, effects or other movable thing of value, or any part thereof for his own purposes or use of another, with intent to deprive the owner or authority of the same, or of any part thereof for the benefit of the wrong-doer or of any other person, such person so offending, shall be guilty of felony, and upon conviction thereof, shall be confined in the penitentiary for a period of time not exceeding ten years, at the discretion of the jury.

§ 2. Any person who shall improperly or without lawful authori-

ty receive any such moneys, bank notes, promissory notes, property, effects or other movable thing of value, as are described in the preceding section, and shall willfully and fraudulently misapply or misappropriate the same, shall be deemed guilty of felony, and punished as prescribed in the preceding section.

§ 3. If any person whose duty it is to keep or make any written statement or exhibit of any account, claim or liability of the State, or of any county or district of any county, or of any municipal corporation, or of any person against the State, county or district thereof, or of any municipal corporation, shall make any false and fraudulent statement or exhibit of any such account, claim or liability, or shall fraudulently omit to make a true statement or exhibit of such account or liability, or shall alter the same after being truly made, with the fraudulent intent to conceal the true condition of the same, or to acquit such person or any other person of any such account, claim or liability, or any part thereof, or to obtain or to enable any other person to obtain money or other movable thing of value from the State, or from any county or from any district of any county, or from any municipal corporation, and to which any such person was not entitled, such person so offending, shall be guilty of felony, and upon conviction thereof shall be confined in the penitentiary for a period of time not more than ten years at the discretion of a jury.

§ 4. This act shall be given in charge to the grand jury.

§ 5. This act shall be in force from its passage

The question was then taken on the adoption of the substitute, and was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorver and Alexander, were as follows, viz.

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
William Anthony,	J. R. Duncan,	Henry D. McHenry,
R. T. Baker,	Richard H. Field,	John Power,
N. R. Black,	John F. Fisk,	John A. Prall,
William S. Botts,	W. W. Gardner,	George C. Riffe,
B. H. Bristow,	John K. Goodloe,	Jas. F. Robinson,
John B. Bruner,	William H. Grainger,	William Sampson,
James H. G. Bush,	Asa P. Grover,	Ben. Spalding,
Francis L. Cleveland,	T. W. Hammond,	C. T. Worthington,
Harrison Cockrill,	John J. Landram,	George Wright—30.

In the negative, none—

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

By Mr. Anthony, from the committee on Revised Statutes—

An act allowing appeals from police courts in certain cases.

By same—

An act to authorize the Louisville chancery court, the Jefferson circuit and county courts to increase the compensation of the surveyor of Jefferson county in certain cases.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

By Mr. Sampson, from the committee on the Revised Statutes—

An act to amend article 12, chapter 28, of the Revised Statutes.

By same—

An act for the benefit of Clara Dinkelspiel.

Reported the same with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

By Mr. Anthony from the same committee—

An act for the benefit of the Protestant Episcopal Orphan Asylum, of Louisville.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Anthony,	Milton J. Cook,	Henry D. McHenry,
R. T. Baker,	J. R. Duncan,	John Power,
N. R. Black,	R. H. Field,	John A. Prall,
Wm. S. Botts,	John F. Fisk,	G. C. Riffe,
B. H. Bristow,	W. W. Gardner,	James F. Robinson,
John B. Bruner,	Wm. H. Grainger,	Wm. Sampson,
Jas. H. G. Bush,	T. W. Hammond,	Ben Spalding,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	Gibson Mallory,	George Wright—27.

In the negative, none—

Resolved, That the title thereof be as aforesaid.

By same—

An act for the benefit of Mrs. Sarah Hoffman.

Reported the same with the expression of opinion, that it ought not to pass.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Sarah Hoffman, wife of Henry C. W. Hoffman, be relieved from all disability of coveture, in regard to any property she may hereafter acquire, and contracts she may hereafter make, not affecting any property she may now hold. All property she may hereafter acquire shall be free from liability for any debt or disposition of her husband.

§ 2. This act shall take effect from its passage.

Mr. Whitaker moved that said bill be recommitted to the committee, with instructions to report a general bill, giving the courts authority to grant the privileges asked for in said bill, if in their opinion, it was proper it should be done.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bush and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	John K. Goodloe,	Geo. C. Riffe,
F. L. Cleveland,	Wm. H. Grainger,	W. C. Whitaker—9.

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan,	H. D. McHenry,
Wm. Anthony,	Richard H. Field,	John Power,
R. T. Baker,	W. W. Gardner,	Jas. F. Robinson,
B. H. Bristow,	Asa P. Grover,	Wm. Sampson,
John B. Bruner,	John J. Landram,	Ben. Spalding,
James H. G. Bush,	J. D. Landrum,	C. T. Worthington,
Harrison Cockrill,	Gibson Mallory,	George Wright—22.
M. J. Cook,		

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So the said bill was disagreed to.

Mr. Sampson, from the committee on Revised Statutes, reported

A bill to amend section 9, article 3, chapter 91, of the Revised Statutes.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter all executions on judgments of the circuit or chancery courts of this Commonwealth, and on judgments of the quarterly courts for more than fifty dollars, shall be directed to the sheriff unless he is

interested, or the office of sheriff is vacant, in which event such execution shall be directed to the coroner or jailer at the option of the plaintiff.

§ 2. That section 9, article 3, chapter 91, of the Revised Statutes, be and the same is hereby repealed.

§ 3. That this act shall take effect thirty days from its passage.

Mr. Wright moved to amend said bill as follows, viz:

Section 1, after the word "jailer," and before the word "at," insert the words "or any constable of the county."

And the question being taken thereon, it was decided in the affirmative.

Mr. Wright moved further to amend said bill as follows, viz:

Section 1, after the words "this Commonwealth," and before the words "shall be directed," strike out the words "and on judgments of the quarterly courts for more than fifty dollars."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Anthony, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	John Power,
R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	W. W. Gardner,	George C. Riffe,
Wm. S. Botts,	John K. Goodloe,	Jas. F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	W. C. Whitaker,
Jas. H. G. Bush,	T. W. Hammond,	C. T. Worthington,
F. L. Cleveland,	John J. Landram,	George Wright—26.
Harrison Cockrill,	J. D. Landrum,	

Those who voted in the negative, were—

John B. Bruner,	Asa P. Grover,	Ben. Spalding—5.
Richard H. Field,	Wm. Sampson,	

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to amend chapter 4, article 3, section 5, of the Revised Statutes.

An act for the benefit of William B. Miller, late sheriff of Hancock county.

An act for the benefit of Jas. R. Hughes, of Washington county.

An act for the benefit of Robert English, late sheriff of Hardin county.

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

An act for the benefit of F. M. Demumbrun, late sheriff of Edmonson county, and his sureties.

An act for the benefit of John S. Howard, late sheriff of Spencer county.

An act to incorporate the Jefferson manufacturing company, in Louisville or Jefferson county.

An act for the benefit of J. S. Dury.

An act for the benefit of Sanders D. Bruce.

An act for the benefit of Ben. Stokes of Mason county.

An act to amend an act, entitled, an act to amend section 4, article 3, chapter 17, of the Revised Statutes, approved August 22d, 1862.

An act to increase the number of the commissioners of the sinking fund.

An act to authorize the Maysville and Blue run turnpike road company in Mason county to extend their road.

An act for the benefit of Shiloh and Olivet church Shelby county.

An act empowering the trustees of the Methodist Church South, in Crittenden, to sell property.

An act for the benefit of the Bullitt county Academy.

An act to amend an act, entitled, an act to regulate the town of Falmouth.

An act to amend the charter and laws of the city of Newport.

An act to change the line between the 1st and 2d voting districts in Mercer county.

And enrolled bills, memorial and resolution which originated in the Senate, of the following titles, viz:

An act further amend an act to amend the revenue laws of this Commonwealth, approved 28th of February, 1862.

An act for the benefit of John Walden, of Estill county.

An act for the benefit of J. A. Jackson, sheriff of Webster county.

An act for the benefit of W. P. Evans, sheriff of Laurel county.

An act for the benefit of John M. Buckman, late sheriff of Union county.

An act for the benefit of the sureties of R. S. Spalding, late sheriff of Union county.

An act for the benefit of William McClure, sheriff of Rockcastle county.

An act for the benefit of John Cummins, late sheriff of Rockcastle county.

An act for the benefit of the Parksville turnpike road company.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

An act for the benefit of the sureties of William G. Fleming, late sheriff of Fleming county.

Memorial to Congress in relation to the proposed federal tax on leaf tobacco.

Resolution in relation to the construction of a military road.

And had found the same truly enrolled.

Said bills, memorial and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Fisk, from the committee on Revised Statutes, to whom had been referred

A bill to amend article 2, chapter 42, of the Revised Statutes, entitled, "Guardian and Ward."

Together with the amendment proposed by Mr. Whitaker,

Reported the same with an amendment proposed by the committee.

The question was then taken on the adoption of the amendment proposed by Mr. Whitaker, and it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by the committee, and it was decided in the affirmative.

Mr. Whitaker then moved further to amend said bill, pending the consideration of which, the hour arrived for the execution of the joint order of the day, the election of a United States Senator.

The Senate proceeded to take a third ballott which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	James F. Robinson,
John B Bruner,	William H. Grainger.	Wm. Sampson,
J. R. Duncan.	Asa P. Grover,	Ben Spalding,
Richard H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	Henry D. McHenry,	George Wright—15.

Those who voted for Mr. Bell, were—

T. T. Alexander, F. L. Cleveland, John Power,
N. R. Black, T. W. Hammond, George C. Riffe—7.
William S. Botts,

Those who voted for Mr. Burnam, were—

R. T. Baker, Milton J. Cook, John A. Prall,
James H. G. Bush, John F. Fisk, W. C. Whitaker—8.
Harrison Cockrill, John J. Landram,

Those who voted for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum—2.

The committee heretofore appointed to compare the joint vote of the two Houses, retired, and after a short time reported that the joint vote stood thus:

For Mr. Guthrie..... 51
For Mr. Bell..... 40
For Mr. Burnam..... 32
For Mr. Buckner..... 5

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a fourth ballot, which resulted as follows, viz:

Those who voted for Mr. Guthrie, were—

T. T. Alexander, John K. Goodloe, James F. Robinson,
Jno. B. Bruner, Wm. H. Grainger, Wm. Sampson,
F. L. Cleveland, Asa P. Grover, Ben. Spalding,
J. R. Duncan, Gibson Mallory, C. T. Worthington,
Richard H. Field, H. D. McHenry, George Wright—15.

Those who voted for Mr. Bell, were—

Wm. Anthony, W. W. Gardner, John Power,
N. R. Black, T. W. Hammond, Geo. C. Riffe—7.
Wm. S. Botts,

Those who voted for Mr. Burnam, were—

R. T. Baker, M. J. Cook, John A. Prall,
James H. G. Bush, John F. Fisk, W. C. Whitaker—8.
Harrison Cockrill, John J. Landram,

Those who voted for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum—2.

The committee appointed to compare the vote retired and after a short time reported that the joint vote stood thus:

For James Guthrie..... 51
For Joshua F. Bell..... 40
For Curtis F. Burnam..... 32
For Jas. F. Buckner..... 5

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a fifth ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	Jas. F. Robinson,
John B Bruner,	Wm. H. Grainger,	William Sampson,
J. R. Duncan,	Asa P. Grover,	Ben. Spalding,
Richard H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	H. D. McHenry,	Geo. Wright—15.

Those who voted for Mr. Bell, were—

T. T. Alexander,	F. L. Cleveland,	John Power,
N. R. Black,	T. W. Hammond,	Geo. C. Riffe—7.
Wm. S. Botts,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	M. J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

Those who vote for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum—2.

The committee appointed to compare the vote retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Guthrie	51
For Mr. Bell	40
For Mr. Burnam	32
For Mr. Buckner	5

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a sixth ballott, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	James F. Robinson,
John B. Bruner,	William H. Grainger,	William Sampson,
J. R. Duncan,	Asa P. Grover,	Ben. Spalding,
R. H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	Henry D McHenry,	George Wright—15.

Those who voted for Mr. Bell, were—

T. T. Alexander,	Francis L. Cleveland,	John Power,
N. R. Black,	T. W. Hammond,	George C. Riffe—7.
William S. Botts,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

Those who voted for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum—2.

The committee appointed to compare the vote retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Guthrie	50
For Mr. Bell	40
For Mr. Burnam	32
For Mr. Buckner	5

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a seventh ballott, which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	Jas. F. Robinson,
John B. Bruner,	Wm. H. Grainger,	Wm. Sampson,
J. R. Duncan,	Asa P. Grover,	Ben. Spalding,
Richard H Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	Henry D McHenry,	George Wright—15

Those who voted for Mr. Bell, were—

T. T. Alexander,	F. L. Cleveland,	John Power,
N. R. Black,	T. W. Hammond,	Geo. C. Riffe—7.
Wm. S. Botts,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	M. J. Cook,	John A. Prall,
Jas. H. G. Bush,	John F. Fisk,	W. C. Whitaker—9.
Harrison Cockrill,	John J. Landram,	

Those who voted for Mr. Bucker, were—

B. H. Bristow, J. D. Landrum—2.

Mr. Alexander moved a suspension of the rule for the purpose of proceeding with the unfinished business, when the hour arrived for the execution of the joint order of the day.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grover and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	John Power,
Wm. S. Botts,	John F. Fisk,	Geo. C. Riffe,
James H. G. Bush,	J. J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	Geo. Wright—12.

Those who voted in the negative, were—

William Anthony,	Richard H. Field,	Gibson Mallory,
R. T. Baker,	W. W. Gardner,	H. D. McHenry,
N. R. Black,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	Wm. H. Grainger,	J. F. Robinson,
J. B. Bruner,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	T. W. Hammond,	W C. Whitaker—19.
M. J. Cook,		

Mr. Cleveland moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	J. D. Landrum,
William Anthony,	W. W. Gardner,	Gibson Mallory,
R. T. Baker,	John K. Goodloe,	John Power,
B. H. Bristow,	William H. Grainger,	John A. Prall,
John B. Bruner,	Asa P. Grover,	James F. Robinson,
Francis L. Cleveland,	T. W. Hammond,	Ben. Spalding—18.

Those who voted in the negative, were—

N. R. Black,	J. R. Duncan,	William Sampson,
William S. Botts,	John F. Fisk,	W. C. Whitaker,
James H. G. Bush,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	Henry D. McHenry,	George Wright—14.
Milton J. Cook,	George C. Riffe,	

MONDAY JANUARY 25, 1864.

A message was received from the House of Representatives, announcing that they had receded from their proposed amendment to a bill from the Senate, entitled,

An act empowering the Governor to raise a force for the defense of the State.

That they had received official information from the Governor that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act prescribing additional duties for assessors of tax.

An act giving the Warren county court jurisdiction of that portion of the old Nashville road within the limits of Warren county.

An act to amend the charter of the Henry County Female Academy.

An act to amend an act, entitled, an act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church, South.

An act to amend the charter of the Elizaville and Pleasant Valley Mills Turnpike road Company.

An act for the benefit of J. N. Buchanan, late jailer of Todd county.

An act for the benefit of C. Bailey.

An act to repeal an act, entitled, an act authorizing the Louisville chancery court to close Curran street.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act to incorporate St. John's church, at Versailles, Ky.

An act for the benefit of Joseph Nickle, assessor of the county of Morgan.

An act for the benefit of John D. Mannen.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

An act for the benefit of John Cummins, late sheriff of Rockcastle county.

An act further to amend an act to amend the revenue laws of this Commonwealth, approved 28th February, 1862.

An act for the benefit of John Walden, of Estill county.

An act for the benefit of the Parksville turnpike road company.

An act for the benefit of the sureties of William G. Fleming, late sheriff of Fleming county.

An act for the benefit of the sureties of R. S. Spalding, late sheriff of Union county.

An act for the benefit of J. A. Jackson, sheriff of Webster county.

An act for the benefit of W. P. Evans, sheriff of Laurel county.

An act for the benefit of Wm. McClure, sheriff of Rockcastle county.

An act for the benefit of J. M. Buckman, late sheriff of Union county.

Resolution in relation to the construction of a military road.

Memorial to Congress in relation to the purposed Federal tax on leaf tobacco.

The Senate resumed the consideration of

A bill to amend article 2, chapter 42, of the Revised Statutes, entitled, "Guardian and Ward."

With the pending amendment.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate according to order took up for consideration

A bill to repeal the 16th and 17th sections of article 4, chapter 47, of the Revised Statutes, title, "Husband and Wife."

Ordered, That the further consideration of said bill be postponed until to-morrow at 10½ o'clock, A. M.

Also,

A bill to establish a State school for teachers,

With the amendments thereto proposed.

Ordered, That the further consideration of said bill and proposed amendment be postponed until Wednesday next at 10½ o'clock, A. M.

The following bills were reported, viz:

By Mr. Fisk, from the committee on Revised Statutes—

A bill to amend the charter of the city of Covington.

By Mr. Botts, from a select committee—

A bill to amend an act, entitled, an act to incorporate the Flemingsburg and Poplar Plains turnpike road company.

By Mr. Prall, from a select committee—

A bill for the benefit of the Paris and Townsend turnpike road company.

By Mr. Wright, from a select committee—

A bill concerning the Lunatic Asylums of this Commonwealth.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of the 1st, 2d and 3d of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the 4th be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

The following petitions were presented, viz:

By Mr. Cleveland—1. The petition of Jas. W. Staton, praying the passage of an act requiring commissioners reports to be recorded.

By Mr. Gardner—2. The petition of sundry citizens of Caseyville, praying the passage of an act authorizing the sale of certain streets in said town.

By Mr. Wright—3. The petition of sundry citizens of Edmonson county, asking the privilege of erecting a dam and fish trap on Green river.

Which were received, the reading dispensed with, and referred—the 1st to the committee on Circuit Courts; the 2d to the committee on County Courts, and the 3d to the committee on Propositions and Grievances.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution which originated in the House ofRepresentatives, of the following titles, viz:

An act to incorporate the American Eagle Lodge, No. 130, I. O. O. F.

An act to incorporate the Newport Street Railway Company.

An act to incorporate the Calhoon Lodge No. 310, of Free and Accepted Masons.

An act to incorporate the Sharpsburg and Owingsville turnpike road company.

An act to incorporate Little Mount church in Spencer county.

An act for the benefit of the Wilderness turnpike road in Knox county.

And enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of W. E. Munford, clerk of the Barren circuit court.

An act in relation to the police court of Winchester.

And had found the same truly enrolled,

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committe had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Sampson—1. A bill to regulate the taking of depositions of persons in the military service of the United States.

On motion of same—2. A bill authorizing the taking of depositions in final prosecutions.

On motion of Mr. Mallory—3. A bill to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

On motion of Mr. Grainger—4. A bill to amend an act to incorporate the St. Joseph's Orphan Society, of Louisville.

On motion of Mr. Gardner—5. A bill for the benefit of the town of Madisonville.

On motion of Mr. Wright—6. A bill to provide certain books for the county surveyor of Warren county.

On motion of Mr. Prall—7. A bill to regulate the time of holding the circuit courts in the 11th judicial district.

On motion of Mr. Cockrill—8. A bill for the benefit of A. A. Curtis, of Estill county.

On motion of Mr. J. J. Landram—9. A bill for the benefit of John J. Miller, late sheriff of Boone county.

On motion of same—10. A bill to amend an act, entitled, an act concerning the Mayfield seminary and Graves county college.

On motion of same—11. A bill authorizing the county court of Boone county to sell certain lands.

On motion of Mr. Sampson—12. A bill in regard to the Court of Appeals.

On motion of Mr. Grainger—13. A bill to incorporate the Louisville Association for improving the condition of the poor.

On motion of Mr. Power—14. A bill for the benefit of the assessor of tax in Magoffin county.

On motion of same—15. A bill for the benefit of the sheriff of Magoffin county.

On motion of same—16. A bill for the benefit of the sheriff of Johnson county.

On motion of Mr. Prall—17. A bill for the benefit of the Nicholas county court.

On motion of Mr. Alexander—18. A bill for the benefit of Jas. H. Reynolds, late sheriff of Adair county.

The committee on Codes of Practice were directed to prepare and bring in the 1st and 2d; the committee on the Judiciary the 4th, 7th and 13th; the committee on County Courts the 5th, 8th, 9th, 11th and 18th; the committee on Finance the 6th, 14th, 15th, 16th and 17th; the committee on Education the 19th; the committee on Court of Appeals

the 12th, and Messrs. Mallory, Baker, Whitaker, Grover and Worthington were requested to prepare and bring in the 3d.

Mr. Bristow, from the committee on Military Affairs, reported the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Adjutant General of this State, be and he is hereby required to procure complete descriptive rolls as far as practical of every enlisted man who has entered the service of the State or United States, from Kentucky, during the present rebellion, and include the same in his next annual report; also, that he embrace in said report a succinct historic record of each Kentucky regiment in the field, or that may have been in the service, or may hereafter enlist, and such other general information as may be of interest to the people of the State.

Which was adopted.

Mr. Fisk moved the following joint resolution, viz:

1 *Resolved by the General Assembly of the Commonwealth of Kentucky*, That if by the adjournment on Wednesday, the 27th inst., a United States Senator shall not be elected, the further balloting shall be postponed until the — Monday of December, 1864.

2. That when the legislature adjourns, on the 4th of February next, it shall adjourn to meet again on the —Monday of December, 1864.

Mr. Whitaker moved to dispense with granting leavs to bring in bills, and that the bills themselves be referred to a committee after they have been read.

Ordered, That said motion be referred to a select committee consisting of Messrs. Whitaker, Bush and Prall.

Mr. Alexander moved a reconsideration of the vote by which the Senate refused to order to a third reading, a bill from the House of Representatives, entitled,

An act to authorize the jailers of Hickman and Fulton counties to appoint deputies.

Which motion lies over for further consideration.

The hour for the execution of the joint order of the day having arrived, the Senate proceeded in the election of a United States Senator.

The Senate having on yesterday taken the 7th ballot,

The committee heretofore appointed to compare the joint vote of the two Houses, having retired, after a short time reported that the joint vote stood thus:

For Mr. Guthrie	49
For Mr. Bell	41
For Mr. Burnam	32
For Mr. Buckner	5

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the eighth vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	William Sampson,
John B. Bruner,	William H. Grainger,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	C T. Worthington,
Richard H. Field,	Henry D. McHenry,	George Wright—14.
W. W. Gardner,	James F. Robinson,	

Those who voted for Mr. Bell, were—

T. T. Alexander,	William S. Botts,	John Power,
N. R. Black,	Francis L. Cleveland,	George C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

Those who voted for Mr. Buckner, were—

B. H. Bristow,	Asa P. Grover,	J. D. Landrum—3.

The committee appointed to compare the joint vote, retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Guthrie	47
For Mr. Bell	40
For Mr. Burnam	32
For Mr Buckner	6

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the ninth vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	William Sampson,
John B. Bruner,	William H. Grainger,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	Henry D. McHenry,	George Wright—14.
W. W. Gardner,	James F. Robinson,	

Those who voted for Mr. Bell, were—

T. T. Alexander,	Francis L. Cleveland,	John Power,
N. R. Black,	Asa P. Grover,	George C. Riffe—7.
William S. Botts,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
James H. G. Bush,	John F. Fisk,	John A. Prall,
Harrison Cockrill,	John J. Landram,	W. C. Whitaker—9.

Those who voted for Mr. Buckner, were—

B. H. Bristow—1.

The committee appointed to compare the joint vote, retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Guthrie	48
For Mr. Bell	42
For Mr. Burnam	32
For Mr. Buckner	4

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the tenth vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	James F. Robinson,
John B. Bruner,	William H. Grainger,	William Sampson,
J. R. Duncan,	Asa P. Grover,	Ben. Spalding,
Richard H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	Henry D. McHenry,	George Wright—15.

Those who voted for Mr. Bell, were—

T. T. Alexander,	William S. Botts,	John Power,
N. R. Black,	Francis L. Cleveland,	George C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
James H. G. Bush,	John F. Fisk,	John A. Prall,
Harrison Cockrill,	John J. Landram,	W. C. Whitaker—9.

Those who voted for Mr. Buckner, were—

B. H. Bristow—1.

The committee heretofore appointed to compare the joint vote of the two Houses, having retired, after a short time reported that the joint vote stood thus:

For Mr. Guthrie	47
For Mr. Bell	42
For Mr. Burnam	33
For Mr. Buckner	4

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the eleventh vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	William H. Grainger,	William Sampson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
Richard H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	Henry D. McHenry,	George Wright—14.
John K. Goodloe,	James F. Robinson,	

Those who voted for Mr. Bell, were—

T. T. Alexander,	William S. Botts,	John Power,
N. R. Black,	Francis L. Cleveland,	George C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker, Milton J. Cook, J. D. Landrum,
James H. G. Bush, John F. Fisk, John A. Prall—8.
Harrison Cockrill, John J. Landram,

Those who voted for Mr. Buckner, were—

B. H. Bristow—1.

And then the Senate adjourned.

TUESDAY, JANUARY 26, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill which originated in the Senate, of the following title, viz:

An act for the benefit of John Jones, late jailer of Campbell county.

That they had passed bills of the following titles, viz:

An act to amend the road law of Greenup county.

An act providing for the erection of public buildings in Lewis county.

An act for the benefit of W. P. Ross, administrator of John G. Parks, late clerk of the county court of Nicholas.

An act for the benefit of Bath county.

An act to authorize the jailer of Trimble county to appoint a deputy.

An act to amend an act for the benefit of John E. Young, of Bath county.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Shiloh and Olivet church, Shelby county.

An act to authorize the Maysville and Blue run turnpike road company in Mason county to extend their road.

An act empowering the trustees of the Methodist Church South, in Crittenden, to sell property.

An act to change the line between the 1st and 2d voting districts in Mercer county.

An act to amend an act, entitled, an act to amend section 4, article 3, chapter 17, of the Revised Statutes, approved August 22d, 1862.

An act for the benefit of F. M. Demumbrun, late sheriff of Edmonson county, and his sureties.

An act to amend chapter 4, article 3, section 5, of the Revised Statutes.

An act for the benefit of Sanders D. Bruce.

An act for the benefit of Jas. R. Hughes, of Washington county.

An act for the benefit of Ben. Stokes of Mason county.

An act for the benefit of John S. Howard, late sheriff of Spencer county.

An act for the benefit of William B. Miller, late sheriff of Hancock county.

An act for the benefit of Robert English, late sheriff of Hardin county.

An act to increase the number of the commissioners of the sinking fund.

An act to amend an act, entitled, an act to regulate the town of Falmouth.

An act for the benefit of the Bullitt county Academy.

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

An act to incorporate the Jefferson manufacturing company, in Louisville or Jefferson county.

Mr. McHenry presented the petition of J. W. Duke, asking the passage of an act authorizing him to set a fish net in Green river.

Which was recived, the reading dispensed with, and referred to the committee on the Judiciary.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act in relation to the police court of Winchester.

An act for the benefit of W. E. Munford, clerk of the Barren circuit court.

An act empowering the Governor to raise a force for the defense of the State.

Also a message in writing, which lies over one day.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined an enrolled bill which originated in the Senated, entitled,

An act empowering the Governor to raise a force for the defense of the State.

And had found the same truly enrolled,

Said bill having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committe had performed that duty.

On motion of Mr. Fisk,

Ordered, That a committee of two be appointed on the part of the Senate, to confer with a similar committee to be appointed on the part of the House of Representatives, in relation to the unfinished business now before the legislature, and that they report at the earliest period practicable.

Whereupon, Messrs. Fisk and Prall were appointed said committee.

A message was received from the House of Representatives, announcing that they had appointed a similar committee.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the committee on Education—

An act to amend an act, entitled, an act to incorporate the Southern Kentucky Female Collegiate Institute, at Russellville.

By Mr. Alexander, from the committee on County Courts—

An act to amend an act, entitled, an act to establish a levy and county court for Jefferson county.

By same—

An act to authorize the county court of Marion to levy a tax to build a jail and circuit and county court clerk's offices for said county.

By same—

An act concerning the Jefferson county and levy court.

By same—

An act for the benefit of Wm. T. Samuels, late clerk of the Hardin county court.

By same—

An act for the benefit of Wm. D. Vertrees, late judge Hardin quarterly court.

By Mr. Botts, from the committee on Finance—

An act to pay for the National flag raised in front of the Capitol.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act appropriating money to the Western Lunatic Asylum.

Reported the same without amendment.

Ordered, That said bill be recommitted to the committee, with certain instructions, and that they report said bill to the Senate on Monday next, at 10½ o'clock, A. M.

Mr. J. J. Landram, from the committee on County Courts, reported

A bill for the benefit of John J. Miller, late sheriff of Boone county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The hour for the execution of the joint order of the day having arrived, and the Senate having on yesterday cast the eleventh vote,

The committee appointed to compare the vote retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Guthrie	49
For Mr. Bell	40
For Mr. Burnam	31
For Mr. Buckner	5

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a twelfth ballott, which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	Jas. F. Robinson,
John B. Bruner,	Wm. H. Grainger,	Wm. Sampson,

J. R. Duncan, Asa P. Grover, Ben. Spalding,
Richard H Field, Gibson Mallory, C. T. Worthington,
W. W. Gardner, Henry D McHenry, George Wright—15.

Those who voted for Mr. Bell, were—

T. T. Alexander, Wm. S. Botts, John Power,
N. R. Black, F. L. Cleveland, Geo. C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker, M. J. Cook, J. D. Landrum,
Jas. H. G. Bush, John F. Fisk, John A. Prall,
Harrison Cockrill, John J. Landram, W. C. Whitaker—9.

Those who voted for Mr. Bucker, were—

B. H. Bristow—1.

The committee appointed to compare the vote retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Guthrie	50
For Mr. Bell	41
For Mr. Burnam	31
For Mr. Buckner	4

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the thirteenth vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony, William H. Grainger, James F. Robinson,
John B. Bruner, Asa P. Grover, William Sampson,
J. R. Duncan, Gibson Mallory, Ben. Spalding,
R. H. Field, Henry D McHenry, C. T. Worthington—13.
John K. Goodloe,

Those who voted for Mr. Bell, were—

T. T. Alexander, William S. Botts, John Power,
N. R. Black, Francis L. Cleveland, George C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker, Milton J. Cook, John A. Prall,
James H. G. Bush, John F. Fisk, W. C. Whitaker—8.
Harrison Cockrill, John J. Landram,

Those who voted for Mr. Buckner, were—

B. H. Bristow, J. D. Landrum, George Wright—4.
W. W. Gardner,

The committee appointed to compare the vote retired and after a short time reported that the joint vote stood thus:

For James Guthrie	48
For Joshua F. Bell	40
For Curtis F. Burnam	30
For Jas. F. Buckner	7

A message was also received from the House of Representatives, announcing that the name of Mr. Jas. F. Buckner, had been withdrawn.

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the fourteenth ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	Jas. F. Robinson,
John B Bruner,	Wm. H. Grainger,	William Sampson,
F. L. Cleveland,	Asa P. Grover,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	H. D. McHenry,	Geo. Wright—16.
W. W. Gardner,		

Those who voted for Mr. Bell, were—

T. T. Alexander,	Wm. S. Botts,	Geo. C. Riffe—5.
N. R. Black,	John Power,	

Those who voted for Mr. Burnam, were—

R. T. Baker,	M. J. Cook,	J. D. Landrum,
James H. G. Bush,	John F. Fisk,	John A. Prall,
Harrison Cockrill,	John J. Landram,	W. C. Whitaker—9.

The committee heretofore appointed to compare the joint vote of the two Houses, retired, and after a short time reported that the joint vote stood thus:

For Mr. Guthrie	51
For Mr. Bell	42
For Mr. Burnam	33

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the fifteenth ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	James F. Robinson,
Jno. B. Bruner,	Wm. H. Grainger,	Wm. Sampson,
J. R. Duncan,	Asa P. Grover,	Ben. Spalding,
Richard H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	H. D. McHenry,	George Wright—15.

Those who voted for Mr. Bell, were—

T. T. Alexander,	Wm. S. Botts,	John Power,
N. R. Black,	F. L. Cleveland,	Geo. C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker,	M. J. Cook,	J. D. Landrum,
B. H. Bristow,	John F. Fisk,	John A. Prall,
James H. G. Bush,	John J. Landram,	W. C. Whitaker—10.
Harrison Cockrill,		

And then the Senate adjourned.

WEDNESDAY, JANUARY 27, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following titles, viz:

An act to revise, amend, and reduce into one the common school laws of Kentucky.

An act to amend section 20, of article 7, chapter 93, Revised Statutes, of felonies committed by slaves and free negroes.

With an amendment to the last named bill.

That they had received official information from the Governor that he had approved and signed enrolled bills and a resolution which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the Wilderness turnpike road in Knox county.

An act to incorporate the Calhoon Lodge No. 310, of Free and Accepted Masons.

An act to incorporate the American Eagle Lodge, No. 130, I. O. O. F.

An act to incorporate Little Mount church in Spencer county.

An act to incorporate the Sharpsburg and Owingsville turnpike road company.

An act to incorporate the Newport Street Railway Company.

Resolution upon the death of Judge M. P. Buster.

That they had adopted a resolution regulating the balloting for United States Senator.

That they had adopted a resolution in relation to the election of Public Printer, and Public Binder.

Which last resolution was taken up twice read and concurred in.

Mr. Cleveland presented the petition of the trustees of school district No. 17, in Bracken county, in relation to a school taught in said district in the year 1861.

Which was received, the reading dispensed with, and referred to the committee on Education.

Mr. Botts, from the committee on Finance, reported the following bills, viz:

A bill for the benefit of the Nicholas county court.

A bill to repeal an act, entitled, an act to repeal the law authorizing fees to be charged for regestering surveys and issuing patents, approved 7th March 1854.

A bill for the benefit of Wm. Baily, assessor of Magoffin county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the same committee, to whom had been referred a resolution in relation to the paying of the Governor his salary in coin.

Reported the same without amendment.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	John A. Prall,
R. T. Baker,	Wm. H. Grainger,	Geo. C. Riffe,
N. R. Black,	Asa P. Grover,	J. F. Robinson,
Wm. S. Botts,	J. J. Landram,	William Sampson,
B. H. Bristow,	J. D. Landrum,	Ben. Spalding,
James H. G. Bush,	Gibson Mallory,	W C. Whitaker,
Harrison Cockrill,	Martin P. Marshall,	C. T. Worthington—23.
W. W. Gardner,	H. D. McHenry,	

Those who voted in the negative, were—

William Anthony,	M. J. Cook,	John F. Fisk,
J. B. Bruner,	J. R. Duncan,	Geo. Wright—8.
F. L. Cleveland,	Richard H. Field,	

Mr. Botts, from the same committee, reported

A bill to amend section 10, article 6, chapter 83, of the Revised Statutes, entitled, "Revenue and Taxation."

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

Mr. Grover, from the same committee, reported

A bill for the benefit of the sureties of H. H. Hughes, late clerk of the Marion county court.

Which was read the first time, and ordered to be read a second time

The constitutional provision as to the second and third readings of said bill being dispensed with,

The question was then taken on its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Henry D. McHenry,
William Anthony,	Richard H. Field,	John Power,
R. T. Baker,	W. W. Gardner,	John A. Prall,
N. R. Black,	John K. Goodloe,	George C. Riffe,
William S. Botts,	William H. Grainger,	Jas. F. Robinson,
B. H. Bristow,	Asa P. Grover,	William Sampson,
John B. Bruner,	John J. Landram,	Ben. Spalding,
James H. G. Bush,	J. D. Landrum,	W. C. Whitaker,
Francis L. Cleveland,	Gibson Mallory,	C. T. Worthington,
Harrison Cockrill,	Martin P. Marshall,	George Wright—31.
M. J. Cook,		

Those who voted in the negative, were—

John F. Fisk—1.

Resolved, That the title thereof be as aforesaid.

Mr. Grover, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of V. B. Young, of Bath county.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Worthington, from the same committee, to whom had been referred

A bill for the benefit of Monroe county,

Together with the amendments proposed thereto by the House of Representatives,

Reported the same with the expression of opinion that said amendment should be concurred in.

Pending the consideration of which, the hour arrived for the execution of the joint order of the day, the election of United States Senator.

The Senate having on yesterday taken the 15th ballot,

The committee heretofore appointed, retired, and after a short time reported that the joint vote of the two Houses on the 15th ballot, stood thus:

For Mr. Guthrie	50
For Mr. Bell	42
For Mr. Burnam	34

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the sixteenth vote which stood thus:

Those who voted for Mr. Guthrie, were—

T. T. Alexander,	W. W. Gardner,	James F. Robinson,
William Anthony,	John K. Goodloe,	Wm. Sampson,
John B Bruner,	William H. Grainger,	Ben Spalding,
F. L. Cleveland,	Asa P. Grover,	C. T. Worthington,
J. R. Duncan,	Gibson Mallory,	George Wright—17.
Richard H. Field,	Martin P. Marshall,	

Those who voted for Mr. Bell, were—

N. R. Black,	J. D. Landrum,	John Power,
William S. Botts,	Henry D. McHenry,	George C. Riffe—7.
B. H. Bristow,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

The committee appointed to compare the joint vote of the two Houses, retired, and after a short time reported that the joint vote of the two Houses on the 16th ballot stood thus:

For Mr. Guthrie	51
For Mr. Bell	43
For Mr. Burnam	32
For Mr. McFarland	1

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the seventeenth vote which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	James F. Robinson,
John B. Bruner,	William H. Grainger,	William Sampson,
Francis L. Cleveland,	Asa P. Grover,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	Martin P. Marshall,	George Wright—17.
W. W. Gardner,	Henry D. McHenry,	

Those who voted for Mr. Bell, were—

T. T. Alexander, J. D. Landrum, George C. Riffe—5.
William S. Botts, John Power,

Those who vote for Mr. Burnam, were—

R. T. Baker, Harrison Cockrill, John J. Landram,
N. R. Black, Milton J. Cook, John A. Prall,
B. H. Bristow, John F. Fisk, W. C. Whitaker—10.
James H. G. Bush,

The committee appointed to compare the joint vote, retired, and after a short time reported that the joint vote of the two Houses on the 17th ballot stood thus:

For Mr. Guthrie	49
For Mr. Bell	38
For Mr. Burnam	34
For Mr. McFarland	5
F3r Mr. Alf. Allen	1

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the eighteonth vote which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony, John K. Goodloe, Jas. F. Robinson,
John B. Bruner, Wm. H. Grainger, Wm. Sampson,
F. L. Cleveland, Gibson Mallory, Ben. Spalding,
J. R. Duncan, Martin P. Marshall, C. T. Worthington,
Richard H. Field, Henry D. McHenry, George Wright—16.
W. W. Gardner,

Those who voted for Mr. Bell, were—

T. T. Alexander, J. D. Landrum, George C. Riffe—5.
Wm. S. Botts, John Power,

Those who voted for Mr. Burnam, were—

R. T. Baker, Harrison Cockrill, John J. Landram,
N. R. Black, M. J. Cook, John A. Prall,
Jas. H. G. Bush, John F. Fisk, W. C. Whitaker—9.

Those who voted for Mr. McFarland, were—

B. H. Bristow, Asa P. Grover—2.

The committee appointed to compare the joint vote, retired, and after a short time reported that the joint vote of the two Houses on the 18th ballot stood thus:

For Mr. Guthrie	51
For Mr. Bell	41
For Mr. Burnam	33
For Mr. McFarland	3

Mr. Cook, from the committee on Enrollments, reported that the committee had examined an enrolled resolution which originated in the House of Representatives, entitled,

Resolution in relation to the election of Public Printer and Public Binder.

And had found the same truly enrolled.

Said resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed an enrolled resolution which originated in the House of Representatives, entitled,

Resolution in relation to the election of Public Printer and Public Binder.

The hour having arrived for the execution of the joint order of the day, the election of Public Printer and Public Binder,

On motion of Mr. Alexander,

Ordered, That a committee be appointed to inform the House of Representatives, that the Senate was now ready to proceed to the election of a Public Printer.

Whereupon, Messrs. Alexander and Anthony were appointed said committee.

A similar message was received from the House of Representatives,

Mr. Goodloe nominated Mr. A. G. Hodges for said office.

Mr. Black nominated Mr. J. J. Miller for said office.

Mr. Anthony nominated Mr. G. D. Prentice for said office.

A message was received from the House of Representatives, announcing that the same gentlemen were in nomination in that House.

The Senate then proceeded to take the vote, which stood thus:

Those who voted for Mr. Hodges, were—

T. T. Alexander,	Milton J. Cook,	Henry D. McHenry,
R. T. Baker,	W. W. Gardner,	John A. Prall,
Wm. S. Botts,	John K. Goodloe,	James F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	Wm. Sampson,
Jas. H. G. Bush,	John J. Landram,	Ben. Spalding,
F. L. Cleveland,	J. D. Landram,	W. C. Whitaker—20.
Harrison Cockrill,	Martin P. Marshall,	

Those who voted for Mr. Miller, were—

N. R. Black, John F. Fisk, John Power—3.

Those who voted for Mr. Prentice, were—

Wm. Anthony,	R. H. Field,	G. C. Riffe,
John B. Bruner,	Asa P. Grover,	C. T. Worthington,
J. R. Duncan,	Gibson Mallory,	George Wright—9.

The committee heretofore appointed to compare the vote in the Senatorial election, retired, and after a short time reported that the joint vote of the two houses stood thus:

For A. G. Hodges	40
For J. J. Miller	34
For G. D. Prentice	55

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take a second vote, which stood thus:

Those who voted for Mr. Hodges, were—

T. T. Alexander,	W. W. Gardner,	H. D. McHenry,
R. T. Baker,	John K. Goodloe,	John A. Prall,
Wm. S. Botts,	Wm. H. Grainger,	James F. Robinson,
James H. G. Bush,	J. D. Landrum,	Wm. Sampson,
F. L. Cleveland,	Gibson Mallory,	Ben. Spalding,
Harrison Cockrill,	Martin P. Marshall,	W. C. Whitaker—19.
M. J. Cook,		

Those who voted for Mr. Miller, were—

N. R. Black, John F. Fisk, John Power—3.

Those who voted for Mr. Prentice, were—

Wm. Anthony,	Richard H. Field,	Geo. C. Riffe,
B. H. Bristow,	Asa P. Grover,	C. T. Worthington,
Jno. B. Bruner,	John J. Landram,	George Wright—10.
J. R. Duncan,		

The committee heretofore appointed to compare the joint vote of the two Houses, retired, and after a short time reported that the joint vote stood thus:

For A. G. Hodges	37
For J. J. Miller	32
For G. D. Prentice	61

Mr. Mallory moved a suspension of the rules for the purpose of proceeding with other business.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Whitaker and Bush, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Harrison Cockrill,	John Power,
N. R. Black,	M. J. Cook,	John A. Prall,
Wm. S. Botts,	John F. Fisk,	W. C. Whitaker,
B. H. Bristow,	John J. Landram,	George Wright—14.
James H. G. Bush,	J. D. Landrum,	

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	H. D. McHenry,
Wm. Anthony,	John K. Goodloe,	Geo. C. Riffe,
John B. Bruner,	Wm. H. Grainger,	Jas. F. Robinson,
F. L. Cleveland,	Asa P. Grover,	Wm. Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
Richard H. Field,	Martin P. Marshall,	C. T. Worthington—18.

The names of Messrs. Hodges and Miller were now withdrawn by those nominating them.

A message was received from the House of Representatives, announcing that the names of Messrs. Hodges and Miller had been withdrawn.

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the third ballot, which stood thus:

Those who voted for Mr. Prentice, were—

T. T. Alexander,	J. R. Duncan,	H. D. McHenry,
Wm. Anthony,	Richard H. Field,	John Power,
R. T. Baker,	W. W. Gardner,	Geo. C. Riffe,
N. R. Black,	Wm. H. Grainger,	Jas. F. Robinson,
Wm. S. Botts,	Asa P. Grover,	William Sampson,
B. H. Bristow,	John J. Landram,	Ben. Spalding,
John B Bruner,	J. D. Landrum,	W. C. Whitaker,
F. L. Cleveland,	Gibson Mallory,	C. T. Worthington,
Harrison Cockrill,	M. P. Marshall,	Geo. Wright—27.

Those who voted for Mr. Middleton, were—

John F. Fisk—1.

The committee appointed to compare the vote retired and after a short time reported that the joint vote of the two Houses stood thus:

For Mr. Prentice	114
For Mr. Middleton	4
For Mr. Miller	2
For Mr. Sparks	1

Mr. Prentice having received a majority of all the votes cast, was declared duly elected Public Printer of the Commonwealth of Kentucky.

The hour for adjournment, under the rule of the Senate, having nearly arrived, Mr. Mallory moved a suspension of the rule for the purpose of completing the execution of the joint order now in progress.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	W. W. Gardner,	John Power,
William Anthony,	William H. Grainger,	John A. Prall,
William S. Botts,	Asa P. Grover,	George C. Riffe,
John B. Bruner,	John J. Landram,	James F. Robinson,
Francis L. Cleveland,	J. D. Landrum,	William Sampson,
Harrison Cockrill,	Gibson Mallory,	Ben. Spalding,
J. R. Duncan,	Martin P. Marshall,	C. T. Worthington,
Richard H. Field,	Henry D. McHenry,	George Wright—24.
John F. Fisk,		

Those who voted in the negative, were—

R. T. Baker,	B. H. Bristow,	Milton J. Cook,
N. R. Black,	James H. G, Bush,	W. C. Whitaker—6.

On motion,

Ordered, That a committee be appointed to inform the House, that the Senate is now ready to execute the remaining portion of the joint order of the day, the election of Public Binder.

Whereupon, Messrs. Bruner and Anthony were appointed said committee.

A similar message was received from the House of Representatives.

Mr. Alexander then nominated Mr. H. McCarty, as a suitable person to fill said office.

Mr. Grainger nominated Mr. Thomas Bradley for the same office.

Mr. Bush nominated Mr. A. C. Keenon for the same office.

On motion, Mr. Cleveland was appointed to inform the House of Representatives of the names of those who are in nomination.

A message was received from the House of Representatives announcing that the same gentlemen were in nomination in that House.

The Senate then proceeded to take the vote, which stood thus:

Those who voted for Mr. McCarty, were—

T. T. Alexander,	John F. Fisk,	Henry D McHenry,
Wm. Anthony,	W. W. Gardner,	John Power,

N. R. Black, Asa P. Grover, Geo. C. Riffe,
B. H. Bristow, J. D. Landrum, Ben. Spalding,
Harrison Cockrill, Gibson Mallory, C. T. Worthington—16.
Richard H Field,

Those who voted for Mr. Bradley, were—

Wm. H. Grainger—1.

Those who voted for Mr. Keenon, were—

R. T. Baker, J. R. Duncan, Jas. F. Robinson,
Wm. S. Botts, John J. Landram, Wm Sampson,
John B. Bruner, Martin P. Marshall, W. C. Whitaker,
Jas. H. G. Bush, John A. Prall, George Wright—13.
F. L. Cleveland,

The committee heretofore appointed to compare the vote in the Senatorial election, retired, and after a short time reported that the joint vote of the two houses stood thus:

For Mr. McCarty	70
For Mr. Bradley	4
For Mr. Keenon	51

Mr. McCarty having received a majority of all the votes cast, was declared duly elected Public Binder of the Commonwealth of Kentucky.

And then the Senate adjourned.

THURSDAY, JANUARY 28, 1864.

A message was received from the House of Representatives, announcing that they had adopted a resolution providing for the election of two managers of the Eastern Lunatic Asylum.

Mr. Grainger, from a select committee, reported

A bill to incorporate the Falls City Bank of Louisville.

Mr. Cook, reported

A bill concerning military claims.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies of each of said bills for the use of the General Assembly, and that the 1st be referred to the committee on Banks, and that the 2d be placed in the orders of the day.

The Senate took up for consideration, a bill from the House of Representatives, entitled,

An act providing for the erection of public buildings in Lewis county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate resumed the unfinished report from the committee on Finance,

A bill for the benefit of Monroe county,

With the amendment proposed thereto by the House of Representatives.

Said bill reads as follows, viz:

Whereas, It satisfactorily appears to the legislature of Kentucky that the county of Monroe has been severely visited by the outrages and ravages of this wicked rebellion; many of her citizens have been robbed, impovished, and ruined; many driven from their families and homes, and many others massacred and murdered; her court-house, clerk's offices, and public buildings, together with all the records and papers have been fired and consumed; yet, in the midst of all her calamities she has gallantly sustained her country's flag and promptly furnished her quota of men in the field—wherefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the revenue of said county yet to be *collected* for the years 1863 and 1864, *which is collectable and payable into the treasury of this Commonwealth*, shall be, and the same is hereby set apart and appropriated to aid said county for rebuilding her court-house and clerk's offices consumed as aforesad.

§ 2. The revenue thus appropriated shall be collected and paid into the treasury under and according to existing laws, and when so paid into the same, shall be paid over to the county court of Monroe county, upon its order, or to its legally constituted agent, to be by said court used and appropriated for the purposes aforesaid and according to law.

§ 3. This act to take effect from its passage.

The amendment proposed by the House of Representatives, reads as follows, viz:

In 4th line of 1st section, strike out the word "collected," and insert the words "paid into the Treasury," strike out the word "which" at end of 5th line, and strike out the whole of 6th and 7th lines.

Mr. Botts moved to lay said bill and amendment on the table,

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Alexander and Worthington, were as follows, viz:

Those who voted in the affirmative, were—

William Anthony,	J. D. Landrum,	George C. Riffe,
William S. Botts,	Martin P. Marshall,	W. C. Whitaker—7.
James H. G. Bush,		

Those who voted in the negative, were—

T. T. Alexander,	Richard H. Field,	Henry D. McHenry,
R. T. Baker,	John F. Fisk,	John Power,
N. R. Black,	W. W. Gardner,	John A. Prall,
B. H. Bristow,	John K. Goodloe,	James F. Robinson,
John B. Bruner,	William H. Grainger,	William Sampson,
Francis L. Cleveland,	Asa P. Grover,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	C T. Worthington,
Milton J. Cook,	Gibson Mallory,	George Wright—25.
J. R. Duncan,		

Mr. Whitaker moved to amend said amendment by adding thereto the following proviso:

Provided, however, That the revenue for 1863 and 1864, yet to be paid into the treasury of each and every county of this State, that has had any of their public buildings burnt by the rebels, or their property destroyed by the public enemies of the country shall be set apart and paid over to such county or counties under the rules and in the same manner that it is to be paid to the county of Monroe.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Whitaker, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Whitaker and Wright, were as follows, viz:

Those who voted in the affirmative, were—

M. J. Cook,	W. C. Whitaker—2.

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan,	Gibson Mallory,
Wm. Anthony,	Richard H. Field,	H. D. McHenry,
R. T. Baker,	John F. Fisk,	John Power,

N. R. Black,	W. W. Gardner,	Geo. C. Riffe,
Wm. S. Botts,	John K. Goodloe,	Jas. F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	Wm. Sampson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
James H. G. Bush,	John J. Landram,	C. T. Worthington,
F. L. Cleveland,	J. D. Landrum,	George Wright—28.
Harrison Cockrill,		

The question was then taken on concurring in the amendment proposed by the House of Representatives, and it was decided in the negative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	J. F. Robinson,
R. T. Baker,	J. R. Duncan,	William Sampson,
N. R. Black,	W. W. Gardner,	Ben. Spalding,
B. H. Bristow,	Wm. H. Grainger,	C. T. Worthington—13.
F. L. Cleveland,		

Those who voted in the negative, were—

William Anthony,	John K. Goodloe,	John Power,
Wm. S. Botts,	Asa P. Grover,	John A. Prall,
J. B. Bruner,	J. D. Landrum,	Geo. C. Riffe,
James H. G. Bush,	Gibson Mallory,	W C. Whitaker,
Richard H. Field,	Martin P. Marshall,	Geo. Wright—17.
John F. Fisk,	H. D. McHenry,	

So the said amendment was disagreed to.

Mr. Botts, from the committee on Finance, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act for the benefit of Samuel W. Owens, sheriff of Ballard county.

An act for the benefit of Henry Griffith, late sheriff of McLean county.

An act for the benefit of Wm. Surgenor alias Wm. Sargeant, of Wolf county.

An act for the benefit of the sheriff of Marshall county for the year 1861.

An act for the benefit of the sheriffs of Scott county.

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

An act for the benefit of C. C. Brock, E. E. Garnett, James Crawford, and Paul C. Bedford, of Montgomery county.

An act for the benefit of Bath county.

An act for the benefit of Preston M. Hildreth.

An act for the benefit of M. D. Suttles, sheriff of Jackson county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act for the benefit of the Richmond and Lexington turnpike road company.

An act for the benefit of the children and heirs of Joshua Middleton, deceased.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. J. D. Landrum, from the committee, to whom had been referred the contested election case in the Senate, made the following report thereupon, embracing both a majority and minority report:

The undersigned, members of the board selected to determine the contest between Elijah Patrick, contestant, and John Power, the sitting member, for Senator from the 33d Senatorial district, after a laborious and, as we trust, impartial investigation of the facts and proofs bearing upon the case, beg leave to submit the following decision to the Senate for its further action:

It seems to be conceded that both the contestant and the sitting member are loyal, worthy gentlemen, acting in good faith and with becoming propriety throughout this whole contest. In arriving at a conclusion, the board have endeavored to determine the various and complicated questions that have arisen upon equitable and just principles, with the view of giving the seat to the individual having the highest number of legal votes. And whilst we have, of course, felt ourselves bound to act in conformity with the law, as we found it in the statute books, we have not attempted to give a rigid, technical, construction to the records and testimony on either side. There are some of the provisions of our statutes on the subject of elections that we regarded as merely directory, and their non-observance might not affect the rights

of the parties; others that are of the essence and substance of the law, and cannot be disregarded. In the application of these principles, the board have rejected, as illegal, the so-called poll-books from the county of Pike, and of districts No. 6, in the county of Magoffin, and of No. 7, in the county of Floyd. The first mentioned was an attempt to hold an election in one of the precincts in Pike county under the act, entitled "An act regulating holding of elections in insurrectionary districts," approved December 23, 1861. We do not think a state of case was shown authorizing the holding of an election under that act; but even if we are mistaken in relation to that matter, the requirements of that act were certainly not complied with, either in letter or spirit. To give validity to such an election would be to disregard altogether the forms of law and endanger the freedom of elections and the purity of the ballot box. The poll-book, No. 6, in Magoffin county, was informal in several important respects, but was rejected mainly because the officers of the election had failed to certify it according to law, and altogether failed to sign the certificate made out by them. A poll was opened at the voting place in precinct No. 7, in Floyd county, with proper judges and clerk and sheriff, but after some twenty-five votes had been polled, the election was broken up by guerrillas firing on the persons holding the election, and the officers were dispersed and did not assemble again. The poll-book was returned to the county court clerk's office, but was never signed by either of the officers of the election, and was rejected as illegal by the board. Several others of the remaining poll-books are informal in some minor particulars, but not regarded sufficiently invalid as to be thrown out, except as to the poll-book No. 5, in Floyd county. Some of the board were of the opinion that because one of the judges of the election was himself a candidate and voted for as a justice of the peace, at the same time and place, that the poll-book ought, therefore, to be rejected, but for reasons hereafter stated, this question was not finally passed upon.

The votes of B. F. Howard and Lewis Conelly recorded for Power were rejected; the first named because he voted for Cooper, and the second because he was under age. The votes of Ben. Pucket and Riley Cole, recorded for Patrick, were rejected because proven to be under age. After throwing out the Pike vote, district No. 6, in Magoffin, and No. 7, in Floyd, and making the aforesaid deductions of two votes from each Power and Patrict, and adding together the remaining votes in Johnson, Floyd, and Magoffin, the vote stands as follows: For John Power, 363; for Elijah Patrick, 358. There are a number of votes on either side challenged upon the ground that they had expatriated themselves and were no longer citizens of Kentucky; and this brings up for construction and enforcement the act known as the expatriation law that took effect on the 11th April, 1862. Some of the members of this board are committed both to the constitutionality and expediency of this act, having been members of the Legislature and voted for it when it was passed, and the other members of the board concur in opinion with those who voted for it. Without entering into a discussion as to the constitutionality and justness of this law, the board must be permitted to express their approbation of its justness and propriety. When any citizen of the State of Kentucky

so far forgets his obligations of fealty to his State and country as to join with her enemies for the overthrow of such a government as we are blessed with, he should blush to claim the rights and immunities of a citizen.

After deducting from this class of voters those who have been thrown out by the exclusion of the Pike vote, and of districts No. 6, in Magoffin, and No. 7, in Floyd, there remains of those who voted for Power (23) twenty-three, and of those who voted for Patrick (9) nine. The proof in relation to all of these voters is more or less conclusive that they either were in the service of the so-called Confederate States, in either a civil or military capacity, or continued in such service after the passage of the act, or gave voluntary aid and assistance to those in arms against the forces of the Federal and State Government. The board, therefore, excluded, as illegal voters, twenty-three voters of this class whose names were recorded for Power, and nine whose names are recorded for Patrick. The poll-books, thus purged, show the following to be the result, viz: John Power, 340; Elijah Patrick, 349; showing a majority of nine votes for the contestant. The poll-books in district No. 5, in Floyd county, about which there is some contrariety of opinion in the board, shows that John Power received thirty votes, and E. Patrick seven votes. If this poll-book is excluded, it will increase the contestant's majority to thirty-two votes. Inasmuch, however, as the board were of the opinion that Patrick was entitled to his seat irrespective of this poll-book, it was counted in the foregoing estimates. The board recommend the adoption of the following resolutions:

1. That John Power is not entitled to hold his seat as Senator from the 33d Senatorial district.

2. That Elijah Patrick having received the highest number of legal votes cast for Senator in the 33d Senatorial district, on the 3d August, 1863, is rightfully entitled to his seat on this floor as Senator from that district.

In view of the fact that the parties to this contest acted in good faith, and were at considerable cost and expenses and loss of time,

Be it further resolved, That the Clerk of the Senate tax the costs in this case, and that upon the same being certified to the Auditor, he draw his warrant upon the Treasurer for the amount of such costs for the benefit of the persons entitled thereto.

J. D. LANDRUM, *Chairman*,
T. T. ALEXANDER,
GIBSON MALLORY,
HARRISON COCKRILL.

Mr. Cleveland made the following minority report, which was made special order for same hour, viz:

The undersigned dissents from the report of the majority of the committee for the following reasons:

1st. Because the vote of Pike county was rejected.

2d Because the vote of Magoffin county, district No. 6, was excluded.

3d. Because the names of seven voters were erased from the poll-books on account of disloyalty, the proof showing they were loyal voters and are now in the service of the United States Government, five of whom voted for Power and two for Patrick.

4th. Because the majority of the committee took into consideration matters other than those specified in the notice of contestant.

The vote of Pike county and the addition of the votes of district No. 6, in Magoffin county, and the five votes taken from other poll-books would give Power a majority of the votes. I therefore recommend the adoption of the following:

Resolved, That John Power having received the highest number of legal votes cast for Senator on the 3d of August, 1863, is rightfully entitled to the seat which he now holds as Sentaor from said district.

F. L. CLEVELAND.

Which was ordered to be printed and made the special order of the day for Tuesday evening next, at 7 o'clock, P. M., and that the counsel, one in favor of each of the parties shall be admitted within the bar of the Senate, for the purpose of advocating the claims of each to a seat upon the floor of the Senate.

The Senate took up for consideration

A bill to establish a State school for teachers.

Ordered, That the further consider of said bill be postponed until to-morrow at 10½ o'clock.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined an enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act allowing appeals from police courts in certain cases.

An act for the benefit of Wm. D. Vertrees, late judge Hardin quarterly court.

An act for the benefit of Wm. T. Samuels, late clerk of the Hardin county court.

An act to authorize the Louisville chancery court, the Jefferson circuit and county courts to increase the compensation of the surveyor of Jefferson county in certain cases.

An act to amend an act, entitled, an act to establish a levy and county court for Jefferson county.

An act concerning the Jefferson county and levy court.

An act to amend an act, entitled, an act to incorporate the Southern Kentucky Female Collegiate Institute, at Russellville.

An act for the benefit of the Protestant Episcopal Orphan Asylum, of Louisville.

An act to pay for the National flag raised in front of the Capitol.

An act to authorize the county court of Marion to levy a tax to build a jail and circuit and county court clerk's offices for said county.

And an enrolled bill which originated in the Senate, entitled,

An act for the benefit of John Jones, late jailer of Campbell county.

And had found the same truly enrolled,

Said bill having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committe had performed that duty.

Mr. Fisk moved the following resolution, viz:

Resolved, That when the Senate adjourns this day, they will adjourn to meet at 7 o'clock, this evening.

Which was adopted.

Mr. Worthington, from the committe on Finance, asked to be discharged from the further consideration of

A bill in relation to a tax on cards.

Which was granted.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Botts, from the committee on Finance—

A bill for the benefit of Stephen Howard, late sheriff of Magoffin county.

By Mr. Alexander, from the committee on Finance—

A bill for the benefit of James H. Reynolds, late sheriff of Adair county.

By same—

A bill for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties.

By Mr. Baker, from the committee on Internal Improvement—

A bill to incorporate the Caseyville, Providence, and Madisonville turnpike road company.

By same—

A bill for the benefit of the Hustonsville and Bradfordsville turnpike road company.

By Mr. McHenry, from the committee on the Judiciary—

A bill for the benefit of J. C. Morton's administrator.

By same—

A bill to amend the act creating the offices of police judge and town marshal of Cromwell, Ohio county.

By Mr. Robinson, from the committee on the Judiciary—

A bill to amend the act, approved March 3, 1863, entitled, an act to amend article 5, of chapter 86, of the Revised Statutes.

By Mr. Goodloe, from the committee on the Judiciary—

A bill to suppress treasonable practices.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, (except the last,) and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Ordered, That the last of said bills be printed and placed in the orders of the day.

The hour for the execution of the joint order of the day having arrived, the election of United States Senator,

After an interchange of messages,

The Senate proceeded to take the nineteenth ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	William H. Grainger,	James F. Robinson,
John B. Bruner,	Asa P. Grover,	William Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
Richard H. Field,	Martin P. Marshall,	C. T. Worthington,
W. W. Gardner,	Henry D. McHenry,	George Wright—16.
John K. Goodloe,		

Those who voted for Mr. Bell, were—

T. T. Alexander,	B. H. Bristow,	John Power,
N. R. Black,	Francis L. Cleveland,	George C. Riffe—8.
William S. Botts,	J. D. Landrum,	

Those who vote for Mr. Burnam, were—

R. T. Baker,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—8.
Harrison Cockrill,	John J. Landram,	

The committee appointed to compare the joint vote, retired, and after a short time reported that the joint vote of the two Houses on the 19th ballot stood thus:

For Mr. Guthrie	52
For Mr. Bell	46
For Mr. Burnam	30
For Mr. Kinney	1

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twentieth vote which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	Wm. H. Grainger,	Jas. F. Robinson,
John B. Bruner,	Asa P. Grover,	Wm. Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
Richard H. Field,	Martin P. Marshall,	C. T. Worthington,
W. W. Gardner,	Henry D. McHenry,	George Wright—16.
John K. Goodloe,		

Those who voted for Mr. Bell, were—

T. T. Alexander.	F. L. Cleveland,	John Power,
Wm. S. Botts,	J. D. Landrum,	George C. Riffe—6.

Those who voted for Mr. Burnam, were—

R. T. Baker,	Harrison Cockrill,	John J. Landram,
N. R. Black,	M. J. Cook,	John A. Prall,
B. H. Bristow,	John F. Fisk,	W. C. Whitaker—10.
Jas. H. G. Bush,		

The committee appointed to compare the joint vote, retired, and after a short time reported that the joint vote of the two Houses on the 20th ballot stood thus:

For Mr. Guthrie	54
For Mr. Bell	42
For Mr. Burnam	32

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twenty-first ballot which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	William H. Grainger,	James F. Robinson,
John B Bruner,	Asa P. Grover,	Wm. Sampson,
J. R. Duncan,	Gibson Mallory,	Ben Spalding,
Richard H. Field,	Martin P. Marshall,	C. T. Worthington,
W. W. Gardner,	Henry D. McHenry,	George Wright—16.
John K. Goodloe,		

Those who voted for Mr. Bell, were—

T. T. Alexander,	F. L. Cleveland,	John Power,
William S. Botts,	J. D. Landrum,	George C. Riffe—7.
B. H. Bristow,		

Those who voted for Mr. Burnam, were—

R. T. Baker,	Harrison Cockrill,	John J. Landram,
N. R. Black,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—9.

The committee appointed to compare the joint vote of the two Houses, retired, and after a short time reported that the joint vote of the two Houses on the 21st ballot stood thus:

For Mr. Guthrie	54
For Mr. Bell	44
For Mr. Burnam	31

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twenty-second ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	William H. Grainger,	James F. Robinson,
John B. Bruner,	Asa P. Grover,	William Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
Richard H. Field,	Martin P. Marshall,	C. T. Worthington,
W W. Gardner,	Henry D. McHenry,	George Wright—16.
John K. Goodloe,		

Those who voted for Mr. Bell, were—

T. T. Alexander,	Francis L. Cleveland,	John Power,
William S. Botts,	J. D. Landrum,	George C. Riffe—7.
B. H. Bristow		

Those who voted for Mr. Burnam, were—

R. T. Baker,	Harrison Cockrill,	John J. Landram,
N. R. Black,	Milton J. Cook,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—9.

The committee heretofore appointed, retired, and after a short time reported that the joint vote of the two Houses on the 22d ballot, stood thus:

For Mr. Guthrie	53
For Mr. Bell	44
For Mr. Burnam	30
For Mr. Pepper	1

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twenty-third vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	James F. Robinson,
William S. Botts,	William H. Grainger,	William Sampson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
R. H. Field,	Martin P. Marshall,	George Wright——17.
W. W. Gardner,	Henry D McHenry,	

Those who voted for Mr. Bell, were—

T. T. Alexander, J. D. Landrum, George C. Riffe—5.
Francis L. Cleveland, John Power,

Those who voted for Mr. Burnam, were—

R. T. Baker, Harrison Cockrill, John J. Landram,
N. R. Black, Milton J. Cook, John A. Prall,
B. H. Bristow, John F. Fisk, W. C. Whitaker—10.
James H. G. Bush,

And then the Senate adjourned to meet again at 7 o'clock, this evening.

The Senate met pursuant to adjournment.

Mr. Robinson, from the committee on the Judiciary, to whom was referred

A bill to incorporate the Kentucky Central railroad company.

Reported the same with an amendment,

Which was concurred in.

Ordered, That said bill be referred to the committee on Finance.

Mr. Robinson moved to reconsider the vote passing a bill from the House of Representatives, entitled,

An act for the benefit of the Richmond and Lexington turnpike road company.

And the question being taken thereon, it was decided in the affirmative.

The vote dispensing with the third reading, and ordering said bil to be read a third time, was also dispensed with.

Mr. Robinson then moved to amend said bill.

On motion,

Ordered, That said bill and amendment be recommitted to the committee on the Judiciary.

Mr. Goodloe, from the committee on the Judiciary, reported

A bill to incorporate the Kentucky Marine and Fire Insurance Company.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Said bill was amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Robinson, from the same committee, reported

A bill to incorporate the Louisville Association for improving the condition of the poor.

Also,

A bill to amend an act, entitled, an act to incorporate the St. Joseph's Ophan Asylum Society of Louisville.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was recommitted to the committee, and the 2d was ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. McHenry moved the following resolution, viz:

Resolved, That so much of the resolution which was adopted by the Senate on the 9th of December last, as requires the Senate to adjourn at 1½ a'clock, each day, be and the same is hereby rescinded.

Which was adopted.

Bills from the House of Representatives, of the following titles, were read the first time, viz:

An act for the benefit of E. T. Fish, of Rockcastle county.

An act for the benefit of William Corum, clerk of the Greenup circuit court.

An act for the benefit of J. W. Campbell, late sheriff of Nicholas county.

An act for the benefit of Thomas C. Edwards, late sheriff of Green county.

An act for the benefit of Mary York.

An act for the benefit of the sureties of J. D. Owens, late sheriff of Henry county.

An act for the benefit of William Tinsley, late sheriff of Knox county.

An act for the benefit of the sureties of John B. Holladay, late sheriff of Nicholas county.

An act for the benefit of Breathitt county.

An act for the benefit of S. M. Weihl, of Boyle county.

An act for the benefit of Wm. Romans.

An act for the benefit of Robt. Young, of Nicholas county.

An act establishing a toll bridge over Clark's river in McCracken county.

An act to incorporate the Columbia and Burksville turnpike road company.

An act for the benefit of the Spencer and Nelson county turnpike road company.

An act for the benefit of Solomon C. Saylor, sheriff of Harlan county.

An act for the benefit of James H. Holladay, late clerk of the circuit court of Nicholas county.

An act for the benefit of the adminstrator of Orlean Bishop, deceased.

An act for the benefit of W. P. Ross, administrator of John G. Parks, late clerk of the county court of Nicholas.

An act for the benefit of Bath county.

An act to authorize the jailer of Trimble county to appoint a deputy.

An act to amend an act for the benefit of John E. Young, of Bath county.

Ordered, That said bills be read a second time.

The constitutional provision as to the second readings of said bills being dispensed with,

They were referred—the 1st, 2d, 3d, 9th, and 20th to the committee on County courts; the 4th, 5th, 6th, 7th, 8th, 10th, 11th, 12th, 16th, 18th, and 22d to the committee on Finance; the 13th and 21st to the committee on the Judiciary; the 14th and 15th to the committee on Internal Improvement, and the 17th to the committee on Circuit Courts.

Also, a bill from the House of Representatives, entitled,

An act to amend the road law of Greenup county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the following message from the Governor, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *January 26th*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

O. F. Stirman, of Jefferson; Daniel Mooar, of Kenton; William L. Harlan, of Franklin; R. S. Ratcliffe, of McCracken, and Wm. H. Goddard of Jefferson.

THO. E. BRAMLETTE, *Governor.*

Resolved, That the Senate advise and consent to said appointments.

The Senate also, took up for consideration, resolutions from the House of Representatives, of the following titles, viz:

1. Resolution in relation to descriptive rolls of enlisted men of Kentucky.

2. Resolutions in relation to the distillation of grain.

3. Resolution in relation to the election of two members of the Board of Managers for the Eastern Lunatic Asylum.

4. Resolution in relation to the election of a United States Senator.

Ordered, That the 1st be referred to the committee on Military Affairs; the 2d to the committee on Agriculture and Manufactures, and that the 3d and 4th be concurred in.

The Senate also took up for consideration, the amendment proposed by the House of Representatives, to a Senate bill, entitled,

An act to amend section 20, of article 7, chapter 93, Revised Statutes, of felonies committed by slaves and free negroes.

Which was twice read and concurred in.

Leave was given to bring in the following bills, viz:

On motion of Mr. Whitaker—1. A bill for the benefit of A. Hensley.

On motion of same—2. A bill for the benefit of the Union church in Shelby county.

On motion of Mr. Grainger—3. A bill to amend and reduce into one, all acts incorporating the Masonic Savings Institution.

On motion of Mr. Alexander—4. A bill for the benefit of C. P. Gray, late clerk of the Clinton county and circuit courts.

On motion of Mr. Mallory—5. A bill to charter the Exchange Bank of Kentucky.

On motion of Mr. Cook—6. A bill for the benefit of John Ward, of Knox county.

On motion of Mr. Anthony—7. A bill for the benefit of the heirs of John Duncan, deceased.

On motion of Mr. Sampson—8. A bill for the benefit of Mrs. Nancy Kilgore.

On motion of Mr. J. J. Landram—9. A bill to exempt Augustus Brown, of Gallatin county, from the expatriation laws of this Commonwealth.

The committee on Finance were directed to prepare and bring in the 1st and 8th; the committee on Religion the 2d; the committee on Banks the 3d and 5th; the committee on County Courts the 4th and 6th; the committee on the Judiciary the 7th, and the committee on the Revised Statutes the 9th.

And then the Senate adjourned.

FRIDAY, JANUARY 29, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill of the following title, viz:

An act to further regulate the inspection and sales of tobacco in the city of Louisville.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State.

Which according to rule lies over one day.

Mr. Bristow, from the committee on Military Affairs, reported

A bill to revise and amend the military laws of this Commonwealth.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

Mr. Bristow, from the same committee, reported

A bill for the benefit of the 42d regiment Kentucky militia, Campbell county home guards.

Which was read the first time as follows, viz:

Whereas, The 42d regiment of home guards of the county of Campbell was called into the service of the State, by proclamation of the Governor of this Commonwealth, in the year 1862, to repel the raid made upon the State by the rebel army under Kirby Smith, and were regularly mustered into the service of the State, and served for the term of one month, at the end of which time they were mustered out of service and ordered by the Governor to be paid—therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That upon the approval of the muster-out rolls of said regiment by the Governor, and his indorsement thereon of the amount of money necessary to pay said regiment, the Auditor be and he is hereby directed to draw his warrant upon the Treasurer, in favor of the Paymaster General of this State, for said sum of money, not exceeding twenty thousand dollars, to be paid out of the military fund, for the purpose of paying the officers and soldiers of said regiment: *Provided*, That if any of said officers and soldiers have sold their claims for said services the purchaser shall only receive the amount paid by him for said claim, which shall be ascertained by his statement on oath.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Mr. Riffe moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and Cleveland, were as follows, viz.

Those who voted in the affirmative, were—

R. T. Baker,	Harrison Cockrill,	J. J. Landram,
N. R. Black,	Richard H. Field,	J. D. Landrum,
Wm. S. Botts,	John F. Fisk,	John Power,
B. H. Bristow,	John K. Goodloe,	John A. Prall,
James H. G. Bush,	Asa P. Grover,	William Sampson—17.
F. L. Cleveland,	T. W. Hammond,	

Those who voted in the negative, were—

T. T. Alexander,	Gibson Mallory,	Ben. Spalding,
William Anthony,	Martin P. Marshall,	W C. Whitaker,
J. B. Bruner,	H. D. McHenry,	C. T. Worthington,
M. J. Cook,	Geo. C. Riffe,	Geo. Wright—14.
J. R. Duncan,	J. F. Robinson,	

Pending the further consideration of which bill, the hour arrived for the execution of the joint order of the day, the election of a United States Senator.

After an interchange of messages,

The Senate having on yesterday cast the 23d vote,

The committee heretofore appointed to compare the joint vote of the two Houses, having retired, after a short time reported that the joint vote stood thus:

For Mr. Guthrie	55
For Mr. Bell	43
For Mr. Burnam	30
For Mr. Jno. M. Harlan	1

Mr. J. J. Landram withdrew from the nomination the name of the Hon. Curtis F. Burnam.

Mr. Bristow then nominated the Hon. Tho. E. Bramlette, for the office of U. S. Senator.

Ordered, That a committtee be appointed to inform the House of Representatives of the withdrawal of the name of Mr. Burnam, and of the nomination of Mr. Bramlette.

Whereupon, Mr. Bruner was appointed said committee.

A message was received from the House of Representatives, announcing that the name of Mr. Burnam had been withdrawn in the House of Representatives, and that Hon. Tho. E. Bramlette had been put in nomination.

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twenty-fourth ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	William H. Grainger,	James F. Robinson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
Richard H. Field,	Gibson Mallory,	C. T. Worthington,
W. W. Gardner,	Martin P. Marshall,	George Wright—14.
John K. Goodloe,	Henry D. McHenry,	

Those who voted for Mr. Bell, were—

William S. Botts,	T. W. Hammond,	George C. Riffe—5.
Francis L. Cleveland,	John Power,	

Those who vote for Mr. Bramlette, were—

T. T. Alexander,	Harrison Cockrill,	J. D. Landrum,
R. T. Baker,	Milton J. Cook,	John A. Prall,
N. R. Black,	J. R. Duncan,	William Sampson,
B. H. Bristow,	John F. Fisk,	W. C. Whitaker—14.
James H. G. Bush,	John J. Landram,	

The committee appointed to compare the joint vote, retired, and after a short time reported that the joint vote of the two Houses on the 24th ballot stood thus:

For Mr. Guthrie	50
For Mr. Bell	34
For Mr. Bramlette	47

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twenty-fifth ballot, which stood thus:

Those who voted for Mr. Guthrie, were—

Wm. Anthony,	John K. Goodloe,	Henry D. McHenry,
Wm. S. Botts,	Wm. H. Grainger,	Jas. F. Robinson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
F. L. Cleveland,	Gibson Mallory,	C. T. Worthington,
Richard H. Field,	Martin P. Marshall,	George Wright—16.
W. W. Gardner,		

For Mr. Bell—

George C. Riffe—1.

Those who voted for Mr. Bramlette, were—

T. T. Alexander,	M. J. Cook,	J. D. Landrum,
R. T. Baker,	J. R. Duncan,	John Power,
N. R. Black,	John F. Fisk,	John A. Prall,
B. H. Bristow,	T. W. Hammond,	Wm. Sampson,
Jas. H. G. Bush,	John J. Landram,	W. C. Whitaker—16.
Harrison Cockrill,		

The committee appointed to compare the joint vote, retired, and after a short time reported that the joint vote of the two Houses on the 25th ballot stood thus:

For Mr. Guthrie	52
For Mr. Bell	26
For Mr. Bramlette	53

No one in nomination having received a majority of all the votes cast,

The Senate proceeded to take the twenty-sixth vote, which stood thus:

Those who voted for Mr. Guthrie, were—

William Anthony,	John K. Goodloe,	Henry D McHenry,
William S. Botts,	William H. Grainger,	James F. Robinson,
John B. Bruner,	Asa P. Grover,	Ben. Spalding,
Francis L. Cleveland,	Gibson Mallory,	C. T. Worthington,
R. H. Field,	Martin P. Marshall,	George Wright—16.
W. W. Gardner,		

For Mr. Bell—

George C. Riffe—1.

Those who voted for Mr. Bramlette, were—

T. T. Alexander,	Milton J. Cook,	J. D. Landrum,
R. T. Baker,	J. R. Duncan,	John Power,
N. R. Black,	John F. Fisk,	John A. Prall,
B. H. Bristow,	T. W. Hammond,	William Sampson,
James H. G. Bush,	John J. Landram,	W. C. Whitaker—16.
Harrison Cockrill,		

And then the Senate adjourned.

SATURDAY, JANUARY 30, 1864.

A message was received from the House of Representatives, announcing that they had disagreed to bills which orignated in the Senate, of the following titles, viz:

An act to amend section 221, of the Civil Code of Practice.

An act to amend section 92, of the Criminal Code of Practice.

An act to repeal section 23, article 2, chapter 48, Revised Statutes.

That they had passed bills which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled, an act to elect police judge and marshal in the town of Warsaw.

An act to enlarge the limits of the town of Rochester, Butler county.

An act to amend an act, entitled, an act incorporating the town of Warsaw.

An act to amend the charter of the Lexington and Frankfort railroad company.

An act for the benefit of the Muhlenburg county court.

An act to authorize the general council of the city of Louisville, to close up and discontinue Quincy street in Isaac Stewart's enlargement to the city of Louisville.

An act for the benefit of J. C. Morton's administrator.

An act to amend the act creating the offices of police judge and town marshal of Cromwell, Ohio county.

That they had passed bills of the following titles, viz:

An act to amend section 1, article 12, chapter 28, of the Revised Statutes.

An act for the benefit of Louiza Pitts, of Powell county.

An act to amend an act, entitled, an act requiring trustees, &c., to execute bond in certain cases, approved March 2d, 1860.

An act for the benefit of Milton Hamilton, late clerk of the Boone county and circuit courts.

An act for the benefit of Isham G. Hamilton, late clerk of the Boone county court.

An act to amend an act, entitled, an act to amend chapter 83, Revised Statutes, title, "Revenue and Taxation."

An act for the benefit of the owners of mills at lock and dam No. 2, on Green river.

An act to amend an act, entitled, an act to regulate the fees and duties of the sealer of weights and measures in the county of Jefferson, approved March 9, 1854.

An act to incorporate the Nicholasville cemetery company.

An act to repeal an act, entitled, an act to amend an act, entitled, an act to incorporate Bethel Academy.

An act to incorporate the town of Mannsville in the county of Taylor.

An act to amend the charter of the city of Cynthiana.

An act to incorporate the Fisherville male and female Institute.

An act to incorporate the Covington street railroad company.

An act to incorporate the Newport city fuel company.

An act to incorporate the town of Horsecave in Hart county.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the Protestant Episcopal Orphan Asylum of Louisville.

An act to authorize the Louisville chancery court, the Jefferson circuit and county courts to increase the compensation of the surveyor of Jefferson county, in certain cases.

An act allowing appeals from police courts in certain cases.

An act to authorize the county court of Marion to levy a tax to build a jail and circuit and county court clerk's offices for said county.

An act for the benefit of Wm. D. Vertrees, late judge Hardin quarterly court.

An act for the benefit of Wm. T. Samuels, late clerk of the Hardin county court.

An act concerning the Jefferson county and levy court.

An act to amend an act, entitled, an act to incorporate the Southern Kentucky Female Collegiate Institute, at Russellville.

An act to amend an act, entitled, an act to establish a levy and county court for Jefferson county.

An act to pay for the National flag raised in front of the Capitol.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed an enrolled bill which originated in the Senate, of the following title, viz:

An act for the benefit of John Jones, late jailer of Campbell county.

Mr. Cockrill presented the petition of Joseph Reynolds, assessor of Owsley county.

Which was recived, the reading dispensed with, and referred to the committee on Finance.

A message was received from the House of Representatives, announcing that they had adopted a resolution extending the present session of the General Assembly.

Which was taken up and read as follows, viz:

Whereas, The Constitution of this State provides that no session of the General Assembly shall continue beyond sixty days, except by a vote of two-thirds of all the members elected to each House; and whereas in the judgment of this Legislature, the public good requires that the present session of the Legislature ought to be extended beyond the constitutional period—therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of this General Assembly shall be and the same is hereby extended beyond sixty days.

Mr. McHenry moved to amend said resolution as follows, viz:

That when the two Houses adjourn on Wednesday the 10th of February next, they adjourn *sine die*.

Mr. Bruner moved to lay the resolution and amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Anthony,	M. J. Cook,	Wm. B. Read,
R. T. Baker,	Richard H. Field,	George Wright—7.
John B. Bruner,		

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	John Power,
N. R. Black,	Wm. H. Grainger,	John A. Prall,
Wm. S. Botts,	Asa P. Grover,	Geo. C. Riffe,
B. H. Bristow,	T. W. Hammond,	Jas. F. Robinson,
James H. G. Bush,	John J. Landram,	Wm. Sampson,
F. L. Cleveland,	J. D. Landrum,	Ben. Spalding,
Harrison Cockrill,	Gibson Mallory,	W. C. Whittaker,
J. R. Duncan,	Martin P. Marshall,	C. T. Worthington—26.
John F. Fisk,	H. D. McHenry,	

The question was then taken on the amendment proposed by Mr. McHenry, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. McHenry and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

William Anthony,	John F. Fisk,	Wm. B. Read,
R. T. Baker.	Gibson Mallory,	William Sampson,
Richard H. Field,	Henry D. McHenry,	C T. Worthington—9.

Those who voted in the negative, were—

T. T. Alexander,	Milton J. Cook,	Martin P. Marshall,
N. R. Black,	J. R. Duncan,	John Power,
William S. Botts,	W. W. Gardner,	John A. Prall,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
John B. Bruner,	Asa P. Grover,	James F. Robinson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
Francis L. Cleveland,	John J. Landram,	W. C. Whitaker,
Harrison Cockrill,	J. D. Landrum,	George Wright—24.

The question was then taken on the adoption of the resolution, and it was decided in the negative, two-thirds of the Senators not having voted therefor.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	John Power,
N. R. Black,	W. W. Gardner,	John A. Prall,
William S. Botts,	T. W. Hammond,	George C. Riffe,
B. H. Bristow,	J. D. Landrum,	Jas. F. Robinson,
James H. G. Bush,	Gibson Mallory,	Ben. Spalding,
Francis L. Cleveland,	Martin P. Marshall,	W. C. Whitaker—20
Harrison Cockrill,	Henry D. McHenry,	

Those who voted in the negative, were--

William Anthony,	John F. Fisk,	Wm. B. Read,
R. T. Baker,	William H. Grainger,	William Sampson,
John B. Bruner,	Asa P. Grover,	C. T. Worthington,
M. J. Cook,	John J. Landram,	George Wright—13.
Richard H. Field,		

Mr. Sampson moved a reconsideration of the vote by which said resolution was rejected.

Which motion lies over for further consideration.

The Senate resumed the consideration of

A bill for the benefit of the 42d regiment Kentucky militia, Campbell county home guards.

Which was read a third time as follows, viz:

Whereas, The 42d regiment of home guards of the county of Campbell were called into the service of the State, by proclamation of the Governor of this Commonwealth, in the year 1862, to repel the raid made upon the State by the rebel army under Kirby Smith, and were regularly mustered into service of the State, and served for the term of one month, at the end of which time they were mustered out of service, and ordered by the Governor to be paid—therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That upon the approval of the muster-out rolls of said regiment by the Governor, and his indorsement thereon of the amount of money necessary to pay said regiment, the Auditor be, and he is hereby directed to draw his warrant upon the Treasurer, in favor of the Paymaster General of this State, for said sum of money, not exceeding twenty thousand dollars, to be paid out of the military fund, for the purpose of paying the officers and soldiers of said regiment: *Provided*, That if any of said officers or soldiers have sold their claims for said services, the purchaser shall only receive the amount paid by him for said claim, which shall be ascertained by his statement on oath.

§ 2. This act shall take effect from its passage.

The question was taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affimative, were—

R. T. Baker,	Harrison Cockrill,	John J. Landram,
N. R. Black,	Milton J. Cook,	J. D. Landrum,
B. H. Bristow,	Richard H. Field,	John Power,
James H. G. Bush,	John F. Fisk,	John A. Prall,
Francis L. Cleveland,	T. W. Hammond,	William Sampson—15.

Those who voted in the negative, were—

T. T. Alexander,	Asa P. Grover,	James F. Robinson,
William Anthony,	Gibson Mallory,	Ben. Spalding,

William S. Botts,	Martin P. Marshall,	W. C. Whitaker,
John B. Bruner,	Henry D. McHenry,	C. T. Worthington,
J. R. Duncan,	William B. Read,	George Wright—15.

So the said bill was disagreed to.

Mr. J. J. Landram, from the committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled,

An act providing for arrearages of pay due to the battalion of Harlan county State guard.

Reported the same with an amendment.

Which was concurred in.

Mr. Worthington moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. J. J. Landram, from the same committee, to whom had been referred a resolution from the House of Representatives, in regard to promotions in established regiments and companies.

Reported the same with an amendment,

Which was concurred in.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.

Mr. Bristow, from the same committee, reported

A bill for the benefit of Allen Cummins.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Ordered, That said bill be made the special order of the day for Tuesday next, 2d February, at 10¼ o'clock, A. M.

Mr. Bush, from the committee appointed to visit the Institution for the education and training of Feble-minded children, reported

A bill to amend an act, entitled, an act to establish an Institution for the education of Idiots and Feeble-minded children.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be referred to the committee on Finance.

Mr. Bush, from the same committee, made a joint report in relation to the same institution, which was ordered to be printed.

The Senate, according to order, took up for consideration

A bill to establish a State school for teachers.

After some discussion had thereon,

Ordered, That the further consideration of said bill be postponed until Monday next, at 10½, A. M.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act to further regulate the inspection and sales of tobacco in the city of Louisville.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Prall, leave of absence was granted to Mr. Bush until Tuesday next.

Leave was given to bring in the following bills, viz:

On motion of Mr. Prall—1. A bill for the benefit of the sureties of R. H. Conner, late clerk of the Bath county court.

On motion of Mr. Anthony—2. A bill to charter the Planters' Bank of Kentucky.

On motion of Mr. J. J. Landram—3. A bill giving the sheriff of Gallatin county further time to collect the revenue.

On motion of Mr. Prall—4. A bill for the benefit of Jno. W. Turner, late clerk of the Bath circuit court.

On motion of Mr. Mallory—5. A bill for the benefit of the Louisville and Jefferson county association.

On motion of Mr. Duncan—6. A bill to authorize the county court of Monroe to sell a portion of the poor-house lands in said county.

The committee on the Judiciary was directed to prepare and bring in the 1st; the committee on Banks the 2d; the committee on Finance the 3d and 4th; the committee on Agriculture and Manufactures the 5th, and the committee on County Courts the 6th.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions which originated in the House ofRepresentatives, of the following titles, viz:

An act for the benefit of Preston M. Hildreth.

An act for the benefit of the children and heirs of Joshua Middleton, deceased.

An act for the benefit of Wm. Surgenor alias Wm. Sargeant, of Wolf county.

An act for the benefit of the sheriffs of Scott county.

An act for the benefit of the sheriff of Marshall county for the year 1861.

An act for the benefit of Samuel W. Owens, sheriff of Ballard county.

An act for the benefit of Henry Griffith, late sheriff of McLean county.

An act for the benefit of Bath county.

An act for the benefit of C. C. Brock, E. E. Garrett, James Crawford, and Paul C. Bedford, of Montgomery county.

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

An act for the benefit of M. D. Suttles, sheriff of Jackson county.

An act to amend the road law of Greenup county.

An act providing for the erection of public buildings in Lewis county.

Resolution providing for the election of two managers of the Eastern Lunatic Asylum.

Resolution regulating the balloting for United States Senator.

And enrolled bills which originated in the Senate, of the following titles, viz:

An act to revise, amend, and reduce into one the common school laws of Kentucky.

An act to amend section 20, of article 7, chapter 93, Revised Statutes, of felonies committed by slaves and free negroes.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

And then the Senate adjourned.

MONDAY FEBRUARY 1, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, of the following title, viz :

An act for the benefit of the Nicholas county court.

With an amendment to said bill.

That they had passed a bill and adopted resolutions of the following titles, viz:

An act for the benefit of the sheriff of Logan county.

Resolution appointing a committee to settle with Grant Green, late Auditor of Public Accounts.

Resolution providing for an extra session of the General Assembly.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act to revise, amend, and reduce into one the common school laws of Kentucky.

An act to amend 20th section of article 7, chapter 83, Revised Statutes, "Of felonies committed by slaves and free negroes."

Also, a message in writing, which, under a rule, lies over one day.

Mr. Cook, from the committee on Public Buildings, reported a resolution in relation to the removal of the seat of government.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of two on the part of the Senate and three on the part of the House of Representatives, be appointed, whose duty it shall be to inquire into the expediency of removing the seat of government from Frankfort to Louisville or Lexington, and to inquire, by correspondence, as to the terms which can be made for the removal of the same to one of said cities of Louisville or Lexington, and what would be the costs and charges to the State.

The question was then taken upon the adoption of said resolution, and it was decided in the affirmative.

Whereupon Messrs. Cook and Prall were appointed to discharge the duties required in said resolution.

Mr. Riffe, from the committee on Religion, reported

A bill for the benefit of Union Church, in Shelby county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cleveland, from the committee on Banks, to whom had been referred

A bill to incorporate the Falls City Bank of Louisville,

Reported the same without amendment.

Said bill was then amended.

Ordered, That said bill be made the special order of the day for to-morrow at 10½ o'clock, A. M.

Mr. Cleveland, from the same committee, reported the following bills, viz:

1. A bill to amend and reduce into one all acts incorporating the Masonic Savings Institution.

2. A bill to incorporate the Exchange Bank of Kentucky.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the Public Printer print 150 copies thereof for the use of the General Assembly, and that they be placed in the orders of the day.

A message was received from the House of Representatives announcing that they had postponed until to-morrow any further action in relation to the election of United States Senator.

The Senate took up for consideration

A bill to establish a State school for teachers,

With the pending amendments.

Ordered, That said bill be recommitted to the committee on Education.

Mr. Alexander moved the following resolutions, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts draw his warrant on the Treasurer, in favor of Louisa L. Buster, widow of the late M. P. Buster, deceased, for the unpaid mileage and per diem due to said Buster at his death.

2. That said Auditor also draw his warrant on the Treasurer for one hundred and fifty-five dollars and twenty cents, in favor of the Sergeant-at-Arms of the Senate, to defray the expenses of burial, and that said Sergeant-at-Arms pay the same over to the undertaker and other persons entitled thereto.

Ordered, That said resolutions be referred to the committee on Finance.

A message was received from the House of Representatives, announcing that they had adopted a resolution rescinding the joint order in relation to the election of United States Senator.

The Senate took up for consideration the foregoing resolution.

And the question being taken on concurring therein, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McHenry and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Harrison Cockrill,	John Power,
N. R. Black,	M. J. Cook,	John A. Prall,
Wm. S. Botts,	John F. Fisk,	Geo. C. Riffe,
B. H. Bristow,	John J. Landram,	W. C. Whitaker—14.
F. L. Cleveland,	J. D. Landrum,	

Those who voted in the negative, were—

T. T. Alexander,	Wm. H. Grainger,	Wm. B. Read,
Wm. Anthony,	Asa P. Grover,	Jas. F. Robinson,
John B Bruner,	T. W. Hammond,	William Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
Richard H. Field,	M. P. Marshall,	C. T. Worthington,
W. W. Gardner,	H. D. McHenry,	Geo. Wright—18.

Mr. Cleveland, from the committee on Banks, reported

A bill to continue in force the 3d section of an action in relation to the banks of the State, approved March 14, 1862.

Which was read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Prall moved an adjournment, and upon this,

Mr. Wright demanded the yeas and nays; but there being no second to the call,

The question was taken on an adjournment, and decided in the affirmative.

TUESDAY, FEBRUARY 2, 1864.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled, an act to amend and reduce into one the several acts relating to the town of Glasgow, approved January 7, 1852.

An act authorizing the city council of the city of Covington to abolish and discontinue a portion of an alley in said city.

An act to amend the charter of the city of Covington.

An act for the benefit of the sureties of H. H. Hughes, late clerk of the Marion county court.

An act to incorporate the Kentucky Marine and Fire Insurance Company.

An act to amend an act, entitled, an act to incorporate the St. Joseph's Ophan Asylum Society of Louisville.

Also, that they had concurred in a resolution originating in the Senate, in relation to the removal of the seat of Government,

With an amendment.

That they had passed bills and adopted a resolution of the following titles, viz:

An act incorporating the Washington cemetery company in Mason county.

An act to incorporate the Poplar Plains and Upper Fox Springs turnpike road company.

An act to amend the charter of the Harvey Maguire Lodge, No. 209, of Free and Accepted Masons.

An act to incorporate the Trigg county female seminary.

An act to incorporate the Petroleum mining, manufacturing, commercial and navigating company.

An act to incorporate the Danville and Knob Lick turnpike company.

An act to amend the charter of the city of Paducah.

An act to incorporate the Martin Luther Lodge, No. 3, A. P. A., of Newport.

An act for the benefit of the trustees of the town of Dycusburg.

An act to incorporate the city of Ludlow.

An act to incorporate the Ludlow turnpike company.

An act to incorporate the board of trustees of the Episcopal Fund of the Protestant Episcopal Church in the Diocese of Kentucky.

An act to amend the charter of the town of Hammondsville, Hart county.

An act to amend an act to charter the Danville, Dix river and Lancaster turnpike company.

An act to incorporate the town of Westport, in the county of Oldham.

An act to amend the charter of Cave Hill cemetery.

An act for the benefit of John M. Blackerby, late surveyor for Bracken county.

An act to amend the road law in Bracken ceunty.

An act to provide for the extension of Green street, and changing the width of a part of Main North street, in the town of Bowling-green.

An act for the benefit of Elias, a free man of color.

An act for the benefit of E. A. Rider and George Wallace.

An act for the benefit of John Easter, Jr., and Jane Kincade.

An act to change the place of voting in the Knob precinct of Bullitt county.

An act to change the place of voting in district No. 1, in Powell county.

An act to change the place of voting in the Jeffersonville precinct, in Montgomery county.

An act to change the place of voting in the Rocky Hill precinct, in Barren county.

An act to change the place of voting in the Floydsburg precinct, in the county of Oldham.

An act to incorporate the Spring Station turnpike road company.

An act for the benefit of Joseph A. Howerton, of Bourbon county.

An act for the benefit of Benjamin F. Davis, of Barren county.

An act for the benefit of Caroline Pitman, a pauper idiot, of Pulaski county.

An act for the benefit of Peter Jett.

An act for the benefit of George W. Baker, late sheriff of Jackson county.

An act requiring the Register to have certarn record books rebound.

An act for the benefit of Omer Wilson, late sheriff of Bath county.

An act conferring additional power on the judge of the Estill county court.

An act for the benefit of A. W. Quinn.

An act to charter the Estill seminary, in the town of Irvine, Ky.

An act for the benefit of John Stephens, of Jackson county.

Resolution in relation to firing a salute.

That they had received official information from the Governor that he had approved and signed enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act providing for the erection of public buildings in Lewis county.

An act for the benefit of the children and heirs of Joshua Middleton, deceased.

An act to amend the road law of Greenup county.

An act for the benefit of the sheriffs of Scott county.

An act for the benefit of Samuel W. Owens, sheriff of Ballard county.

An act for the benefit of Wm. Surgenor alias Wm. Sargeant, of Wolf county.

An act for the benefit of Bath county.

An act for the benefit of C. C. Brock, E. E. Garrett, James Crawford, and Paul C. Bedford, of Montgomery county.

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

An act for the benefit of Henry Griffith, late sheriff of McLean county.

An act for the benefit of M. D. Suttles, sheriff of Jackson county.

An act for the benefit of Preston M. Hildreth.

An act for the benefit of the sheriff of Marshall county for the year 1861.

Resolution regulating the balloting for United States Senator.

Resolution providing for the election of two managers of the Eastern Lunatic Asylum.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled, an act to elect police judge and marshal in the town of Warsaw.

An act to enlarge the limits of the town of Rochester, Butler county.

An act to amend an act, entitled, an act incorporating the town of Warsaw.

An act to amend an act, entitled, an act to amend and reduce into one the several acts relating to the town of Glasgow, approved January 7, 1852.

An act to amend the charter of the Lexington and Frankfort railroad company.

An act for the benefit of the Muhlenburg county court.

An act to authorize the general council of the city of Louisville, to close up and discontinue Quincy street in Isaac Stewart's enlargement to the city of Louisville.

An act authorizing the city council of the city of Covington to abolish and discontinue a portion of an alley in said city.

An act for the benefit of the sureties of H. H. Hughes, late clerk of the Marion county court.

An act for the benefit of J. C. Morton's administrator.

An act to amend the act creating the offices of police judge and town marshal of Cromwell, Ohio county.

An act to incorporate the Kentucky Marine and Fire Insurance Company.

An act to amend an act, entitled, an act to incorporate the St. Joseph's Ophan Asylum Society of Louisville.

And an enrolled bill which originated in the House of Representatives, entitled,

An act to further regulate the inspection and sales of tobacco in the city of Louisville.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. J. D. Landrum presented the petition of sundry citizens of Graves county, asking that a magistrate's district in said county should be divided.

Which was received, the reading dispensed with, and referred to the committee on Propositions and Grievances.

Mr. Mallory, from the committee on Agriculture and Manufactures,

to whom had been referred a bill from the House of Representatives, entitled,

An act for the better protection of wool-growers,

Reported the same, with an expression of opinion that it ought not to pass.

And the question being taken on concurring with the committee in their report, it was decided in the affirmative.

Said bill reads as follows, viz:

Whereas, It is represented to this General Assembly that sheep are frequently killed by trespassers and felons, for the purpose of purloining the skins of these animals, and that said skins are thrown into market with the ears and skin of the heads of said animals cut off, so as to prevent the identification of such skins by the owners—for remedy whereof,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall not be lawful for any person to sell, buy, trade for, or trade off, or carry to market, or send to market, any sheep-skin, unless the portion of the skin which has covered the head of the sheep, with the ears thereon, is attached, and constitutes a part of said skin.

§ 2. Any free person who shall violate any of the provisions of this act shall be fined a sum not less than twenty dollars, nor more than fifty dollars, to be recovered by indictment of a grand jury; and any slave who shall violate any of the provisions of this act, shall receive, on the bare back, not less than twenty lashes, nor more than thirty-nine, well laid on.

§ 3. This act to take effect from and after the 1st day of April next.

The yeas and nays being required thereon by Messrs. Whitaker and Gardner, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Gibson Mallory,
Wm. Anthony,	J. R. Duncan,	M. P. Marshall,
R. T. Baker,	Richard H. Field,	H. D. McHenry,
N. R. Black,	John F. Fisk,	John Power,
Wm. S. Botts,	John K. Goodloe,	Wm. B. Read,
B. H. Bristow,	Wm. H. Grainger,	Jas. F. Robinson,
John B Bruner,	Asa P. Grover,	William Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	J. D. Landrum,	Geo. Wright—27.

Those who voted in the negative, were—

F. L. Cleveland,	John A. Prall,	W. C. Whitaker,
W. W. Gardner,	Geo. C. Riffe,	C. T. Worthington—7.
John J. Landram,		

The Senate, according to order, took up for consideration

A bill for the benefit of Allen Cummins.

Said bill was amended.

Ordered, That said bill, as amended, be read a third time, as follows, viz:

Whereas, It is represented to this General Assembly that Allen Cummins, of the county of Union, enlisted in Capt. Betts' company of the 15th Kentucky cavalry, and in the organization of the regiment, was elected second lieutenant supernumerary, was regularly commissioned as such by the Governor, on the 6th day of October, 1862, but in consequence of an order from the War Department, bearing a later date than the commission of the said Cummins, discontinuing the office of 2d lieut. supernumerary, the paymaster refused to pay him, yet he continued in the faithful discharge of his duties as a soldier during the term of his enlistment, believing that his State would be just to him, even if the General Government refused to pay him for his services.

It is further represented that, during his term of service, he furnished his own horse, clothing, arms, &c., besides paying many other items of expense incidental to the service; and to his energy and efficiency as a soldier, scout and guide, the State, in a great measure, is indebted for the capture and dispersing of guerilla bands, who infested Union and adjoining couties.

It is further represented that in consequence of his efficiency in bringing offenders to justice, in ferreting out and capturing bands of marauders, he was robbed of almost everything he possessed; and from fear of personal violence, the said Cummins is now an exile from his home, with an afflicted family, and dependant on his daily labor for support—therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be instructed to draw his warrant on the treasury, for the sum of three hundred dollars, in favor of the said Allen Cummins, to be paid out of the military fund.

§ 2. This act to take effect from its passage.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on its passage, and it was decided in the negative, a majority of the Senators not voting therefor.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affimative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
N. R. Black,	John F. Fisk,	John Power,
William S. Botts,	W. W. Gardner,	John A. Prall,
James H. G. Bush,	John K. Goodloe,	Geo. C. Riffe,
Francis L. Cleveland,	T. W. Hammond,	William Sampson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding—18.

Those who voted in the negative, were—

William Anthony,	Richard H. Field,	James F. Robinson,
B. H. Bristow,	Gibson Mallory,	W. C. Whitaker,

John B. Bruner,	Martin P. Marshall,	C. T. Worthington,
J. R. Duncan,	William B. Read,	George Wright—12.

So said bill was rejected.

Mr. Grover moved a reconsideration of the vote by which the Senate disagreed to a resolution from the House of Representatives postponing the election of United States Senator.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Whitaker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Harrison Cockrill,	J. D. Landrum,
N. R. Black,	Milton J. Cook,	John Power,
William S. Botts,	John F. Fisk,	John A. Prall,
B. H. Bristow,	Asa P. Grover,	George C. Riffe,
James H. G. Bush,	T. W. Hammond,	George Wright—17.
Francis L. Cleveland,	John J. Landram,	

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	Wm. B. Read,
William Anthony,	John K. Goodloe,	James F. Robinson,
John B. Bruner,	William H. Grainger,	William Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
Richard H. Field,	Henry D. McHenry,	C T. Worthington—15.

Mr. Botts, from the committee on Finance, in pursuance of instruction, reported the bill from the House of Representatives, entitled, "An act appropriating money to the Western Lunatic Asylum," together with such report as they were required to make.

Said report reads as follows, viz:

The committee on Finance, to whom was recommitted a bill which has passed the House of Representatives, appropriating money to the Western Lunatic Asylum, with instructions to report to the Senate "the several and aggregate amounts of money heretofore appropriated to the Western Lunatic Asylum, and how they have been expended, and to report what sum is actually necessary to finish so much of the present building as will comfortably accommodate the unfortunate class of persons for whom it is intended," submit the following report:

That in response to a call made by the committee on the Auditor of Public Accounts for the information required by the resolution of the Senate, they were informed by the Auditor that it would require two weeks to furnish the committee such report, which would be a volume of several hundred pages. But from a report made to the committee by the Auditor, which presents the aggregate appropriations, and the objects for which the appropriations have heretofore been made, (which is submitted herewith,) it appears there has heretofore been appropriated to the institution, and disbursed, the sum of $510,942 33, of

which aggregate amount there has been disbursed for real estate and building, $179,325 91; for support of the institution, $217,396 42; for furniture, $6,000; to building commissioners, $3,350; for rebuilding, $103,370; for transportation of patients, $1,500.

The disproportionate amount for support of the institution, appropriated at different sessions of the legislature, as appears from the report made to the committee by the Auditor, has induced the committee to examine the acts of appropriation (which appropriations vary from $5,000 to $50,000 and $70,000.) It appears that the appropriations so made for support, are made in the general appropriation act, and is an appropriation of so much money, if needed. How the large amonnts so appropriated have been disbursed, the committee cannot report, as that is the information which they were informed would take longer to prepare than the session of the legislature will probably continue. Such investigation, however, it is suggested, can only be profitable, with the view of ascertaining whether the amounts heretofore appropriated have been properly and economically disbursed, and cannot elucidate the propriety of the appropriation proposed by the bill re committed to the committee, which is for finishing the building which the legislature has heretofore determined to rebuild. For all money heretofore appropriated, (whether demanded by necessity,) has been disbursed, the committee are informed.

Directing their investigation to the more pertinent inquiry (as the committee esteemed it,) devolved on them by the resolution of the Senate, viz: "what sum is actually necessary to finish so much of the present building, as will comfortably accommodate the unfortunate class of persons for whom it is intended," they have availed themselves of the authority extended by the resolution of sending for persons and papers. They have, however, labored under this embarrassment, that they have not been able to procure the attendance of the architect of the institution. They have summoned before them the Chairman of the Board of Managers and the Superintendent, and have required from the former a statement in writing, in reference to this subject, which they submit as part of their report.

From the report made by the officers of the institution to the governor at the present session of the legislature, it appears that there are 114 patients at this time in the institution, nearly equal numbers of male and female; that $8,150 will finish the centre building and one of the wings, which, when finished, the committee are informed, will accommodate the family of the superintendent and about 175 patients. The building, when completed on the plan projected, it is contemplated will comfortably accommodate 350 patients. It therefore ensues, that the completion of the centre building and one of the wings, for which an appropriation of $8,150 is asked, will furnish accommodation for more patients than there are now at the institution.

It is however urged by the Superintendent, that it would be incompatible with the comfort of the patients, with their proper management and treatment, and with propriety, that the male and female inmates, should be lodged in the same wing of the building. The report of the Superintendent referred to, states that for want of accommodation more than 200 applications for admission have been refused.

It is insisted by the officers of the asylum, in their statements to the committee, that a more economical completion of the entire building will be secured by the appropriation proposed by the bill referred to the committee, than by appropriations of smaller sums made at intervals.

From the report of the architect, heretofore laid before the Senate, it appears that the sum of $48,000 is the amount which it is contemplated will be disbursed in carrying on the work according to the present plan, during the insuing year. No consideration of comfort to the unfortunate inmates of the asylum has been urged before the committee, by lodging them in the wing of the building, so nearly compleated, other than the impropriety of different sexes being lodged in the same part of the building.

These facts the committee have deemed it proper to submit to the Senate, in discharge of the duty devolved on them by their resolution, referring to its consideration how much of the building appropriation should be made for finishing, or whether, if it be concluded to finish the building without delay, according to the present design, an appropriation of more should be made than is necessary to carry on the work during the ensuing year.

The committee are advised that an appropriation of $5,000 will be necessary to furnish the building when finished according to the present design, which appropriation is embraced in the bill recommitted to them. This appropriation should be modified, if the Senate should conclude to appropriate only so much as will be sufficient to finish the center building and one wing.

In addition to such appropriation as may be considered proper for the purposes contemplated by this bill, an appropriation of $160 each will be necessary for the support of the unfortunate inmates at present or to be received in the institution, during the present year.

Which is respectfully submitted.

WM. S. BOTTS, *Chairman.*
T T. ALEXANDER,
ASA P. GROVER,
C. T. WORTHINGTON.

Appropriations to Western Lunatic Asylum, from 1848 to 1863, inclusive.

Real Estate	For Support of	Furnishing	Building Com-	For Rebuild-	Transportation

Appropriations to Western Lunatic Asylum, from 1848 *to* 1863, *inclusive.*

	Real Estate and Buildings.	For Support of Institution.	Furnishing Asylum.	Building Commissioners.	For Repuilding.	Transportation of Patients.	Totals.
Act approved 28th February, 1848	$15,000 00						$15,000 00
Act approved 26th February, 1849	20,000 00						20,000 00
Act approved 1st March, 1850	45,000 00						45,000 00
Act approved 20th March, 1851	35,000 00						35,000 00
Act approved 2d January, 1852	43,000 00						43,000 00
Act approved 7th January, 1852		$5,000 00					5,000 00
Act approved 9th March, 1854		17,100 00	$6,000 00				23,100 00
Act approved 10th March, 1856				$2,350 00			2,350 00
Act approved 10th March, 1856	17,325 91						17,325 91
Act approved 10th March, 1856		4,296 42					4,296 42
Act approved 10th March, 1856		15,500 00					15,500 00
Act approved 10th March, 1856	1,500 00			1'000 00			2,500 00
Act approved 10th March, 1856		21,750 00					21,750 00
Act approved 17th February, 1858	2,500 00	50,000 00					52,500 00
Act approved 1st March, 1860		70,000 00					70,000 00
Act approved 9th February, 1861					$20,000 00		20,000 00
Act approved 18th December, 1861		33,750 00			18,370 00	$1,500 00	53,620 99
Act approved 7th March, 1862					30,000 00		30,000 00
Act approved 13th February, 1863					35,000 00		35,000 00
Act approved 10th March, 1854							
	$179,325 91	$217,396 42	$6,000 00	$3,350 00	$103,370 00	$1,500 00	$510,942 33

W. T. SAMUELS, *Avditor.*

REPORT OF CHAIRMAN OF BOARD OF MANAGERS.

Hon. W. S. BOTTS, *Chairman of committee on Finance*:

In answer to your inquiries in regard to the expenditure of all moneys that have been appropriated by acts of the General Assembly to the Western Lunatic Asylum of Kentucky, we beg leave to refer you to the accompanying exhibit, which comprises, under appropriate heads, all that has ever been received by that institution. The vouchers for these expenditures are on file in the office of the Auditor of Public Accounts, and show in what manner, and for what purposes, this money has been used. Understanding that the financial management of the Western Lunatic Asylum has been commented on in the Senate, we beg the indulgence of the committee in making a brief statement connected with the reconstruction of the asylum building.

Acting under the advice of the Governor, the Board of Managers employed Stancliff & Vodges, architects of the city of Louisville, to make an estimate of the cost of the reconstruction of the asylum building, who, after examining the burnt building, estimated the cost of reconstruction at $117,048 00. (See their report, Documents for 1861, Vol. 2.) The appropriations heretofore made, of $97,970, with the appropriation now asked for of $78,693 00, making in all $176,663 00, will show an excess above estimate of $59,615 00. To account for this excess, it must be remembered that their estimates were based upon the then market value of labor and material, (Jan'y., 1861,) which has greatly enhanced—much of it increased in price from fifty to a hundred per cent. The brick work, from other causes, will more than double, probably cost three times as much as was at first estimated. The first cause was from the fact that estimate was made from the appearance of the walls, as seen from the ground, but after the joists were put in, and the workmen enabled to get about on the top of the walls, they were found to be more injured than was supposed, and being unwilling to risk anything, we had all defective parts taken down and rebuilt, involving a large amount of new brick, as well as mason work.

Secondly, from a severe storm in the month of March following the burning, and before the repairs were commenced, which damaged some of the walls, and made it necessary to rebuild them in part.

Thirdly, the important improvement in heating andventilating, by which the house will be made more comfortable both in winter and summer, with much less expenditure for fuel, and greatly reducing the risk of burning again, by dispensing with all fire-places. This change involves considerable expense.

Fourthly, the addition of eight dining-rooms for patients.

All of these items and improvements were deemed necessary to the best interests of the institution and of the State, and will fully make up the excess of the estimates over that of January, 1861.

It is due to Messrs. Stancliff & Vodges that I should state, that from my knowledge of the work as it has progressed, that their estimates would have been sufficient to have rebuilt the house at the then prices of labor and material, without the addition and improvements the building now comprises. It is also due to the Board of Managers

that I should add, that before any of the above improvements were determined upon, the plans, drawings, and full explanations were submitted to a joint meeting of the Finance committee of the Senate and Ways and Means of the House, which committees have charge of all bills appropriating money, and were approved and recommended by them—the architect being present to give full explanations, approximate cost, and all desired information.

The appropriation asked for is for the payment of $8,150 30, which will complete the two east wings and the center building, and the remained of the sum asked for, $70,543 70, is to put the two west wings in a suitable condition for occupancy. The east portion of the building is intended for females only, and will accommodate 175 patients. It is not proper, for various reasons that will suggest themselves to your mind, that the male and female patients should occupy the same portion of the building.

The sum asked for is for the following purposes: carpenters' work, brick work, lumber, cut stone, cast iron, hardware, tin work, painting, glass, drains, plumbing and heating apparatus and plastering, all of which is necessary to complete the building at the present prices of labor and material, in a plain and substantial manner. According to the best information obtainable by the managers, it will require all the sum asked to complete the same.

All of which is respectfully submitted,

GEO. POINDEXTER,

Chairman of Board Manager Western Lunatic Asylum.

Amounts of money appropriated for all purposes by the Legislature for the benefit of the Western Lunatic Asylum of Kentucky:

Original Building.

By act approved February 28th, 1848	$15,000 00	
By act approved February 26th, 1849	20,000 00	
By act approved March 1st, 1850	45,000 00	
By act approved March 20th, 1851	35,000 00	
By act approved January 2d, 1852	43,000 00	
By act approved March 10th, 1854	44,017 60	
By act approved March 10th, 1856	17,325 91	
		$219,343 51

Furnishing.

By act approved March 10th, 1854	$6,000 00	
By act approved March 10th, 1856	1,000 00	
		7,000 00

Cisterns, Well, amd Paving.

By act approved March 10th, 1856	1,500 00

Fencing Grounds.

By act approved February 17th, 1858	2,500 00

Support of Patients, Payment of Wages, Salaries, &c.

By act approved January 7th, 1852	$5,000 00	
By act approved March 9th, 1854	4,800 00	
By act approved March 10th, 1856	4,296 42	
By act approved March 10th, 1856	15,500 00	
By act approved March 10th, 1856	4,750 00	
By act approved February 17th, 1858	50,000 00	
By act approved March 1st, 1860	70,000 00	
By act approved December, 1861	35,250 00	
		189,596 40

For Erection of Temporary Cabins and Furnishing after the Fire.

By act approved December 18, 1861	5,400 00

For Reconstruction of Asylum Building.

By act approved February 9th, 1861	$20,000 00	
By act approved December 18th, 1861	12,970 00	
By act approved March 7th, 1862	30,000 00	
By act approved February 13th, 1863	35,000 00	
		97,970 00
Total		$523,309 93

Ordered, That said bill and accompanying documents be printed, and that it be made the special order of the day for to-morrow at 10½ o'clock, A. M.

The Senate took up for consideration the motion made by Mr. Sampson on yesterday, a reconsideration of the vote by which the Senate disagreed to a resolution from the House of Representatives in relation to an extension of the present session of the Legislature.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The Senate also took up for consideration a resolution from the House of Representatives in relation to firing a salute.

Which reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor be and he is hereby requested to have a salute,

from the fort, fired upon the arrival or departure of any of our veteran volunteer regiments, and that he be also requested to have fired a morning and evening gun, from the fort, while the legislature is in session.

Mr. Fisk moved a division of the resolution, embracing all down to and including the word "regiment."

And the question being taken on the adoption thereof, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grover and Bush, were as follows, viz.

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Martin P. Marshall,
R. T. Baker,	Richard H. Field,	John Power,
N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	W W. Gardner,	Geo. C. Riffe,
B. H. Bristow,	John K. Goodloe,	J. F. Robinson,
J. B. Bruner,	William H. Grainger,	William Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	J. J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	Geo. Wright—28.
M. J. Cook,		

Those who voted in the negative, were—

William Anthony,	Gibson Mallory,	W. C. Whitaker—5.
Asa P. Grover,	H. D. McHenry,	

The question was then taken on the adoption of the remaining portion of the resolution, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Fisk and Bush, were as follows, viz:

In the affirmative—

T. T. Alexander—1.

Those who voted in the negative, were--

William Anthony,	Richard H. Field,	Henry D. McHenry,
R. T. Baker,	John F. Fisk,	John Power,
N. R. Black,	W. W. Gardner,	John A. Prall,
William S. Botts,	John K. Goodloe,	Wm. B. Read,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
John B. Bruner,	Asa P. Grover,	Jas. F. Robinson,
James H. G. Bush,	T. W. Hammond,	William Sampson,
Francis L. Cleveland,	John J. Landram,	Ben. Spalding,
Harrison Cockrill,	J. D. Landrum,	W. C. Whitaker,
M. J. Cook,	Gibson Mallory,	C. T. Worthington,
J. R. Duncan,	Martin P. Marshall,	George Wright—33.

A message was received from the House of Representatives, announcing that they had postponed until to-morrow any further action in relation to the election of United States Senator.

Mr. Sampson moved that a message be sent to the House of Representatives, informing them that the Senate is now ready to proceed to the execution of the joint order of the day, the election of United States Senator.

Mr. Marshall moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grover and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	T. W. Hammond,	Wm. B. Read,
Wm. Anthony,	John J. Landram,	Geo. C. Riffe,
B. H. Bristow,	J. D. Landrum,	Jas. F. Robinson,
John B. Bruner,	Gibson Mallory,	Wm. Sampson,
F. L. Cleveland,	Martin P. Marshall,	W. C. Whitaker,
Harrison Cockrill,	H. D. McHenry,	C. T. Worthington,
J. R. Duncan,	John Power,	George Wright—22.
Richard H. Field,		

Those who voted in the negative, were—

R. T. Baker,	M. J. Cook,	Wm. H. Grainger,
N. R. Black,	John F. Fisk,	Asa P. Grover,
Wm. S. Botts,	John K. Goodloe,	John A. Prall—10.
James H. G. Bush,		

Before any further action was had, the hour set apart by a resolution of the two Houses for the consideration of this subject expired.

The Senate took up for consideration the bill to incorporate the Falls City Bank at Louisville.

Said bill was then amended.

Ordered, That said bill, as amended, be referred to the committe on Banks.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 3, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following titles, viz:

An act for the benefit of James Garnett and James F. Yates, executors of Cager Creel, deceased.

An act to repeal an act for the benefit of Jacob McClancy.

An act to legalize and pay off the debt of Bracken county.

An act in relation to the office of Attorney General.

An act for the benefit of Bracken county in relation to private passways.

With amendments to the two last bills.

That they had concurred in the amendment proposed by the Senate, to a resolution from the House of Representatives, requesting the Governor to have fired salutes on certain occasions.

That they had passed bills of the following titles, viz:

An act to provide for the increase of the common school fund.

An act to establish a court of common pleas for the county of Jefferson.

An act to provide for a change in the time of holding the Jefferson circuit court.

An act to amend section 6, article 3, chapter 26, Revised Statutes, title, "county levy."

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved, February 26, 1862.

An act to punish those who invite, harbor, or conceal those who make war upon Kentucky.

An act to amend chapter 4, of the Code of Practice in criminal cases, allowing attachments in certain cases.

An act to amend article 2, of chapter 78, of Revised Statutes.

An act for the benefit of Nelson Flint, a man of color.

An act regulating the jurisdiction of the Jefferson circuit court in misdemeanor cases.

An act to authorise the trustees of the Methodist Episcopal church, in the city of Covington, to convey certain property.

An act to correct a mistake in the passage of an act, entitled, an act to amend chapter 2, of the revised Statutes, title, "concerning caveats."

An act to amend the 7th section of the act establishing the county of Boyd, approved 16th February, 1860.

An act to prevent judgments by default against soldiers in active service.

An act for the benefit of R. R. Bolling.

An act to amend "an act in regard to imbeciles, their persons and estates," approved October 1st, 1861.

An act to amend the law concerning contempts.

An act for the benefit of the estate of John Crawford, late clerk of the Pulaski circuit court.

Mr. Alexander moved to dispense with the rules of the Senate, for the purpose of taking up and considering the resolution from the House of Representatives in relation to an extension of the present session of the General Assembly.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	John Power,
William S. Botts,	William H. Grainger,	John A. Prall,
B. H. Bristow,	Asa P. Grover,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	James F. Robinson,
James H. G. Bush,	John J. Landram,	William Sampson,
Francis L. Cleveland,	J. D. Landrum,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	W. C. Whitaker,
R. H. Field,	Martin P. Marshall,	C. T. Worthington—26.
W. W. Gardner,	Henry D McHenry,	

Those who voted in the negative, were—

William Anthony,	Harrison Cockrill,	Wm. B. Read,
R. T. Baker,	Milton J. Cook,	George Wright—8.
N. R. Black,	John F. Fisk,	

Mr. Bruner moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on cocurring in said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Martin P. Marshall,
R. T. Baker,	Richard H. Field,	Henry D. McHenry,
N. R. Black,	W. W. Gardner,	John Power,
Wm. S. Botts,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	Wm. H. Grainger,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	Jas. F. Robinson,
James H. G. Bush,	John J. Landram,	William Sampson,
F. L. Cleveland,	J. D. Landrum,	Ben. Spalding,
Harrison Cockrill,	Gibson Mallory,	W. C. Whitaker 27.

Those who voted in the negative, were—

Wm. Anthony,	Asa P. Grover,	C. T. Worthington,
Milton J. Cook,	William B. Read,	George Wright—7.
John F. Fisk,		

Mr. Bush also moved to suspend the rule, for the purpose of taking up and considering a resolution from the House of Representatives rescinding the resolution for the election of United States Senator.

And the question being taken thereon, it was decided in the affirmative.

Mr. Wright then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Read, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	John Power,
N. R. Black,	William H. Grainger,	John A. Prall,
William S. Botts,	Asa P. Grover,	George C. Riffe,
B. H. Bristow,	T. W. Hammond,	James F. Robinson,
James H. G. Bush,	John J. Landram,	Wm. Sampson,
F. L. Cleveland,	J. D. Landrum,	Ben Spalding,
Harrison Cockrill,	Gibson Mallory,	W. C. Whitaker,
Milton J. Cook,	Martin P. Marshall,	C. T. Worthington,
J. R. Duncan,	Henry D. McHenry,	George Wright—28.
John F. Fisk,		

Those who voted in the negative, were—

T. T. Alexander,	John B Bruner,	W. W. Gardner,
William Anthony,	Richard H. Field,	W. B. Read—6.

The question was then taken on concurring in said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Harrison Cockrill,	J. D. Landrum,
N. R. Black,	Milton J. Cook,	Martin P. Marshall,
Wm. S. Botts,	John F. Fisk,	John Power,
B. H. Bristow,	Asa P. Grover,	John A. Prall,
Jas. H. G. Bush,	W. T. Hammond,	G. C. Riffe,
F. L. Cleveland,	John J. Landram,	W. C. Whitaker—18.

Those who voted in the negative, were—

T. T. Alexander,	John K. Goodloe,	James F. Robinson,
Wm. Anthony,	Wm. H. Grainger,	Wm. Sampson,
John B. Bruner,	Gibson Mallory,	Ben. Spalding,
J. R. Duncan,	Henry D. McHenry,	C. T. Worthington,
R. H. Field,	Wm. B. Read,	George Wright—16.
W. W. Gardner,		

Mr. J. D. Landrum, from a select committee, reported

A bill for the benefit of the sheriff of McCracken county.

Which was read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act appropriating money to the Western Lunatic Asylum.

Ordered, That the further consideration of said bill be postponed until to-morrow at 10½ o'clock, A. M.

The Senate also took up for consideration

A bill to repeal the 16th and 17th sections of article 4, chapter 47, of the Revised Statutes, title "Husband and Wife."

Said bill was read a third time, as follows, viz:

§ *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the 16th and 17th sections of article 4, of chapter 47, of the Revised Statutes, title, "Husband and Wife," be and they are hereby repealed.

§ 2. This act shall take effect from its passage.

The following are the sections proposed to be repealed:

§ 16. If any stock in any of the banks or other corporations of this State is taken for or transferred to any female, and it is expressed on the face of the certificate or transfer-book of such stock, that it is for the exclusive use of such female for her annual support, no husband she then has, or may thereafter have, shall take any interest in such stock or the dividends thereon; and the same, at her death, shall pass to her heirs; but, if unmarried, she may dispose of it by will, or, if

married, so dispose of it with the consent of her husband, or without such consent, if so provided in the deed or will creating the trust.

She may also receive the dividends, and give acquittances therefor, though married; but she shall not in any way anticipate the same; nor shall any dividend be paid upon an order or power given by her before the same is declared.

§ 17. If real or personal estate be hereafter conveyed or devised for the separate use of a married woman, or for that of an unmarried woman, to the exclusion of any husband she may thereafter have, she shall not alienate such estate with or without the consent of any husband she may have; but may do so when it is a gift, by the consent of the donor or his personal representative.

Such estates, heretofore created, shall not be sold or encumbered, but by order of a court of equity, and only for the purpose of exchange and reinvestment, for the same use as that of the original conveyance or devise; and the court shall see that the exchange or reinvestment is propely made.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Goodloe and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	Martin P. Marshall,
Wm. Anthony,	John F. Fisk,	H. D. McHenry,
R. T. Baker,	W. W. Gardner,	Wm. B. Read,
Wm. S. Botts,	John K. Goodloe,	James F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	Wm. Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	J. D. Landrum,	C. T. Worthington—23.
Harrison Cockrill,	Gibson Mallory,	

Those who voted in the negative, were—

N. R. Black,	Asa P. Grover,	John A. Prall,
Jno. B. Bruner,	John J. Landram,	Geo. C. Riffe,
M. J. Cook,	John Power,	W. C. Whitaker—10.
J. R. Duncan,		

Resolved, That the title thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled resolutions which originated in the House of Representatives, of the following titles, viz:

Resolution requesting the Governor to have salutes fired on certain occasions.

Resolution extending the present session of the General Assembly.

And an enrolled bill which originated in the Senate, of the following title, viz:

An act to amend the charter of the city of Covington.

And had found the same truly enrolled.

Said bill and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the House of Representatives announcing that they were now ready to execute the joint order of the day, the election of two managers of the Eastern Lunatic Asylum.

A similar message was sent to the House of Representatives.

Mr. Robinson nominated for the office aforesaid, Madison C. Johnson and D. A. Sayre.

A message was received from the House of Representatives, announcing that the same gentlemen were in nomination in that House.

A message was received from the House of Representatives, announcing that Madison C. Johnson and D. A. Sayre had received the unanimous vote of that House.

Mr. Wright moved that Madison C. Johnson and D. A. Sayre be declared to be the unanimous choice of the Senate for the office aforesaid.

And the question being taken thereon, it was decided in the affirmative.

Whereupon, M. C. Johnson and D. A. Sayre were declared unanimously elected by the General Assembly to fill the office of managers of the Eastern Lunatic Asylam for the period specified by law.

The Senate resumed the unfinished business of yesterday, it being the report of the board selected to determine the contest between Elijah Patrick, contestant, and John Power, the sitting member, from the 33d Senatorial district.

The report of the majority and of the minority of said board reads as follows, viz:

The undersigned, members of the board selected to determine the contest between Elijah Patrick, contestant, and John Power, the sitting member, for Senator from the 33d Senatorial district, after a laborious and, as we trust, impartial investigation of the facts and proofs bearing upon the case, beg leave to submit the following decision to the Senate for its further action:

It seems to be conceded that both the contestant and the sitting member are loyal, worthy gentlemen, acting in good faith and with becoming propriety throughout this whole contest. In arriving at a conclusion, the board have endeavored to determine the various and complicated questions that have arisen upon equitable and just principles, with the view of giving the seat to the individual having the highest number of legal votes. And whilst we have, of course, felt ourselves bound to act in conformity with the law, as we found it in the statute books, we have not attempted to give a rigid, technical, construction to the records and testimony on either side. There are some of the provisions of our statutes on the subject of elections that we regarded as merely directory, and their non-observance might not affect the rights of the parties; others that are of the essence and substance of the law, and cannot be disregarded. In the application of these principles, the board have rejected, as illegal, the so-called poll-books from the county of Pike, and of districts No. 6, in the county of Magoffin, and of No. 7, in the county of Floyd. The first mentioned was an attempt to hold an election in one of the precincts in Pike county under the act, entitled "An act regulating holding of elections in insurrectionary districts," approved December 23, 1861. We do not think a state of case was shown authorizing the holding of an election under that act; but even if we are mistaken in relation to that matter, the requirements of that act were certainly not complied with, either in letter or spirit. To give validity to such an election would be to disregard altogether the forms of law and endanger the freedom of elections and the purity of the ballot box. The poll-book, No. 6, in Magoffin county, was informal in several important respects, but was rejected mainly because the officers of the election had failed to certify it according to law, and altogether failed to sign the certificate made out by them. A poll was opened at the voting place in precinct No. 7, in Floyd county, with proper judges and clerk and sheriff, but after some twenty-five votes had been polled, the election was broken up by guerrillas firing on the persons holding the election, and the officers were dispersed and did not assemble again. The poll-book was returned to the county court clerk's office, but was never signed by either of the officers of the election, and was rejected as illegal by the board. Several others of the remaining poll-books are informal in some minor particulars, but not regarded sufficiently invalid as to be thrown out, except as to the poll-book No. 5, in Floyd county. Some of the board were of the opinion that because one of the judges of the election was himself a candidate and voted for as a justice of the peace, at the same time and place, that the poll-book ought, therefore, to be rejected, but for reasons hereafter stated, this question was not finally passed upon.

The votes of B. F. Howard and Lewis Conelly recorded for Power were rejected; the first named because he voted for Cooper, and the second because he was under age. The votes of Ben. Pucket and Riley Cole, recorded for Patrick, were rejected because proven to be under age. After throwing out the Pike vote, district No. 6, in Magoffin, and No. 7, in Floyd, and making the aforesaid deductions of two votes from each Power and Patrict, and adding together the remaining votes in Johnson, Floyd, and Magoffin, the vote stands as

follows: For John Power, 363; for Elijah Patrick, 358. There are a number of votes on either side challenged upon the ground that they had expatriated themselves and were no longer citizens of Kentucky; and this brings up for construction and enforcement the act known as the expatriation law that took effect on the 11th April, 1862. Some of the members of this board are committed both to the constitutionality and expediency of this act, having been members of the Legislature and voted for it when it was passed, and the other members of the board concur in opinion with those who voted for it. Without entering into a discussion as to the constitutionality and justness of this law, the board must be permitted to express their approbation of its justness and propriety. When any citizen of the State of Kentucky so far forgets his obligations of fealty to his State and country as to join with her enemies for the overthrow of such a government as we are blessed with, he should blush to claim the rights and immunities of a citizen.

After deducting from this class of voters those who have been thrown out by the exclusion of the Pike vote, and of districts No. 6, in Magoffin, and No. 7, in Floyd, there remains of those who voted for Power (23) twenty-three, and of those who voted for Patrick (9) nine. The proof in relation to all of these voters is more or less conclusive that they either were in the service of the so-called Confederate States, in either a civil or military capacity, or continued in such service after the passage of the act, or gave voluntary aid and assistance to those in arms against the forces of the Federal and State Government. The board, therefore, excluded, as illegal voters, twenty-three voters of this class whose names were recorded for Power, and nine whose names are recorded for Patrick. The poll-books, thus purged, show the following to be the result, viz: John Power, 340; Elijah Patrick, 349; showing a majority of nine votes for the contestant. The poll-books in district No. 5, in Floyd county, about which there is some contrariety of opinion in the board, shows that John Power received thirty votes, and E. Patrick seven votes. If this poll-book is excluded, it will increase the contestant's majority to thirty-two votes. Inasmuch, however, as the board were of the opinion that Patrick was entitled to his seat irrespective of this poll-book, it was counted in the foregoing estimates. The board recommend the adoption of the following resolutions:

1. That John Power is not entitled to hold his seat as Senator from the 33d Senatorial district.

2. That Elijah Patrick having received the highest number of legal votes cast for Senator in the 33d Senatorial district, on the 3d August, 1863, is rightfully entitled to his seat on this floor as Senator from that district.

In view of the fact that the parties to this contest acted in good faith, and were at considerable cost and expenses and loss of time,

Be it further resolved, That the Clerk of the Senate tax the costs i this case, and that u, on the same being certified to the Auditor, he draw

his warrant upon the Treasurer for the amount of such costs for the benefit of the persons entitled thereto.

J. D. LANDRUM, *Chairman*,
T. T. ALEXANDER,
GIBSON MALLORY,
HARRISON COCKRILL.

Mr. Cleveland made the following minority report, which was made special order for same hour, viz:

The undersigned dissents from the report of the majority of the committee for the following reasons:

1st. Because the vote of Pike county was rejected.

2d. Because the vote of Magoffin county, district No. 6, was excluded.

3d. Because the names of seven voters were erased from the poll-books on account of disloyalty, the proof showing they were loyal voters and are now in the service of the United States Government, five of whom voted for Power and two for Patrick.

4th. Because the majority of the committee took into consideration matters other than those specified in the notice of contestant.

The vote of Pike county and the addition of the votes of district No. 6, in Magoffin county, and the five votes taken from other poll-books would give Power a majority of the votes. I therefore recommend the adoption of the following:

Resolved, That John Power having received the highest number of legal votes cast for Senator on the 3d of August, 1863, is rightfully entitled to the seat which he now holds as Sentaor from said district.

F. L. CLEVELAND.

Mr. McHenry moved the following amendment, as a substitute for both the majority and minority reports, viz:

Resolved by the Senate of Kentucky, That the election held in thirty-third Senatorial district of Kentucky in August last, for the election of a Senator to represent that district in this body, was so irregular and inconsistent with the election laws of this State as to require a new election for Senator for that district

Resolved, That in view of those irregularities, neither the sitting member, John Power, nor the contestant for the seat, Elijah Patrick, are entitled to a seat in this body as Senator from said district under said election, and that the office of Senator from said thirty-third Senatorial district is now vacant.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bush and Reed, were as follows, viz.

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	John A. Prall,
N. R. Black,	Asa P. Grover,	Geo. C. Riffe,
Wm. S. Botts,	T. W. Hammond,	J. F. Robinson,
J. B Bruner,	J. J. Landram,	W. C. Whitaker,
F. L. Cleveland,	Martin P. Marshall,	C. T. Worthington,
M. J. Cook,	H. D. McHenry,	Geo. Wright—19.
J. R. Duncan,		

Those who voted in the negative, were—

T. T. Alexander,	John F. Fisk,	Gibson Mallory,
James H. G. Bush,	W W. Gardner,	Wm. B. Read,
Harrison Cockrill,	William H. Grainger,	William Sampson,
Richard H. Field,	J. D. Landrum,	Ben. Spalding—12,

And then the Senate adjourned.

THURSDAY, FEBRUARY 4, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following titles, viz :

An act for the benefit of James Wood and T. W. Samuels, late sheriffs of Nelson county.

An act for the benefit of Thomas Conway, late sheriff of Union county.

An act for the benefit of the sheriff of Lyon county.

An act for the benefit of the sureties of John G. Pickens, deceased, late sheriff of Clinton county.

An act for the benefit of John J. Miller, late sheriff of Boone county.

An act for the benefit of Stephen Howard, late sheriff of Magoffin county.

An act for the benefit of James H. Reynolds, late sheriff of Adair county.

An act for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties.

An act to amend an act, entitled, an act concerning runaway slaves, approved March 2, 1863.

With an amendment.

That they had passed bills of the following titles, viz:

An act to fix the time of holding court in the 5th Judicial district.

An act to create a board of commissioners of the sinking fund of Pendleton county.

An act to increase the jurisdiction of the quarterly court, and courts of justices of the peace, in Whitley county.

An act to increase the jurisdiction of the courts, circuit and county, of Harlan county.

An act concerning the jails of this Commonwealth.

An act for the benefit of the securities of John B. Starr, late clerk of the Washington circuit court.

An act to amend an act, to further define the duties, &c. of the agent of the Auditor, approved February 26, 1863.

An act for the benefit of R. C. Hudson, late sheriff of Oldham county.

An act for the benefit of the sheriff of Hart county.

An act for the benefit of W. B. Simmons, late sheriff of Meade county.

An act for the benefit of the Eastern and Western Lunatic Asylums, of Kentucky.

An act for the investment of certain funds, belonging to the State, with a view to increasing the resources of the sinking fund.

Bills from the House of Representatives, of the following titles, were severally read the first time, viz:

1. An act to amend section 1, article 12, chapter 28, of the Revised Statutes.

2. An act for the benefit of Louiza Pitts, of Powell county.

3. An act to amend an act, entitled, an act requiring trustees, &c., to execute bond in certain cases, approved March 2d, 1860.

4. An act for the benefit of Milton Hamilton, late clerk of the Boone county and circuit courts.

5. An act for the benefit of Isham G. Hamilton, late clerk of the Boone county court.

6. An act to amend an act, entitled, an act to amend chapter 83, Revised Statutes, title, "Revenue and Taxation."

7. An act for the benefit of the owners of mills at lock and dam No. 2, on Green river.

8. An act to amend an act, entitled, an act to regulate the fees and duties of the sealer of weights and measures in the county of Jefferson, approved March 9, 1854.

9. An act to incorporate the Nicholasville cemetery company.

10. An act to repeal an act, entitled, an act to amend an act, entitled, an act to incorporate Bethel Academy.

11. An act to incorporate the town of Mannsville, in the county of Taylor.

12. An act to amend the charter of the city of Cynthiana.

13. An act to incorporate the Fisherville male and female Institute.

14. An act to incorporate the Covington street railroad company.

15. An act to incorporate the Newport city fuel company.

16. An act to incorporate the town of Horsecave, in Hart county.

17. An act for the benefit of the sheriff of Logan county.

18. An act incorporating the Washington cemetery company, in Mason county.

19. An act to incorporate the Poplar Plains and Upper Fox Springs turnpike road company.

20. An act to amend the charter of the Harvey Maguire Lodge, No. 209, of Free and Accepted Masons.

21. An act to incorporate the Trigg county female seminary.

22. An act to incorporate the Petroleum mining, manufacturing, commercial and navigating company.

23. An act to incorporate the Danville and Knob Lick turnpike company.

24. An act to amend the charter of the city of Paducah.

25. An act to incorporate the Martin Luther Lodge, No. 3, A. P. A., of Newport.

26. An act for the benefit of the trustees of the town of Dycusburg.

27. An act to incorporate the city of Ludlow.

28. An act to incorporate the Ludlow turnpike company.

29. An act to incorporate the board of trustees of the Episcopal Fund of the Protestant Episcopal Church in the Diocese of Kentucky.

30. An act to amend the charter of the town of Hammondsville, Hart county.

31. An act to amend an act to charter the Danville, Dix river and Lancaster turnpike company.

32. An act to incorporate the town of Westport, in the county of Oldham.

33. An act to amend the charter of Cave Hill cemetery.

34. An act for the benefit of John M. Blackerby, late surveyor for Bracken county.

35. An act to amend the road law in Bracken county.

36. An act to provide for the extension of Green street, and changing the width of a part of Main North street, in the town of Bowling-green.

37. An act for the benefit of Elias, a free man of color.

38. An act for the benefit of E. A. Rider and George Wallace.

39. An act for the benefit of John Easter, Jr., and Jane Kincade.

40. An act to change the place of voting in the Knob precinct of Bullitt county.

41. An act to change the place of voting in district No. 1, in Powell county.

42. An act to change the place of voting in the Jeffersonville precinct, in Montgomery county.

43. An act to change the place of voting in the Rocky Hill precinct, in Barren county.

44. An act to change the place of voting in the Floydsburg precinct, in the county of Oldham.

45. An act to incorporate the Spring Station turnpike road company.

46. An act for the benefit of Joseph A. Howerton, of Bourbon county.

47. An act for the benefit of Benjamin F. Davis, of Barren county.

48. An act for the benefit of Caroline Pitman, a pauper idiot, of Pulaski county.

49. An act for the benefit of Peter Jett.

50. An act for the benefit of Geo. W. Baker, late sheriff of Jackson county.

51. An act requiring the Register to have certain record books rebound.

52. An act for the benefit of Omer Wilson, late sheriff of Bath county.

53. An act conferring additional power on the judge of the Estill county court.

54. An act for the benefit of A. W. Quinn.

55. An act to charter the Estill seminary, in the town of Irvine, Ky.

56. An act for the benefit of John Stephens, of Jackson county.

57. An act to provide for the increase of the common school fund.

58. An act to establish a court of common pleas for the county of Jefferson.

59. An act to provide for a change in the time of holding the Jefferson circuit court.

60. An act to amend section 6, article 3, chapter 26, Revised Statutes, title "County Levy."

61. An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 26, 1862.

62. An act to punish those who invite, harbor, or conceal those who make war upon Kentucky.

63. An act to amend chapter 4, of the Code of Practice in criminal cases, allowing attachments in certain cases.

64. An act to amend article 2, of chapter 78, of Revised Statutes.

65. An act for the benefit of Nelson Flint, a man of color.

66. An act regulating the jurisdiction of the Jefferson circuit court in misdemeanor cases.

67. An act to authorise the trustees of the Methodist Episcopal church, in the city of Covington, to convey certain property.

68. An act to correct a mistake in the passage of an act, entitled, an act to amend chapter 2, of the revised Statutes, title "Concerning Caveats."

69. An act to amend the 7th section of the act establishing the county of Boyd, approved 16th February, 1860.

70. An act to prevent judgments by default against soldiers in active service.

71. An act for the benefit of R. R. Bolling.

72. An act to amend "an act in regard to imbeciles, their persons and estates," approved October 1st, 1861.

73. An act to amend the law concerning contempts.

74. An act for the benefit of the estate of John Crawford, late clerk of the Pulaski circuit court.

75. An act to fix the time of holding court in the 5th judicial district.

76. An act to create a board of commissioners of the sinking fund of Pendleton county.

77. An act to increase the jurisdiction of the quarterly court and courts of justices of the peace, in Whitley county.

78. An act to increase the jurisdiction of the courts, circuit and county, of Harlan county.

79. An act concerning the jails of this Commonwealth.

80. An act for the benefit of the securities of John B. Starr, late clerk of the Washington circuit court.

81. An act to amend an act to further define the duties, &c., of the agent of the Auditor, approved February 26, 1863.

82. An act for the benefit of R. C. Hudson, late sheriff of Oldham county.

83. An act for the benefit of the sheriff of Hart county.

84. An act for the benefit of W. B. Simmons, sheriff of Meade county.

85. An act for the benefit of the Eastern and Western Lunatic Asylums of Kentucky.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with, they were referred—

The 1st, 6th, 14th, 15th, 19th, 23d, 24th, 25th, 26th, 29th, 57th, 61st, 64th, 65th, 66th, 70th and 78th, to the committee on Revised Statutes; the 2d, 3d, 11th, 12th, 16th, 31st, 34th, 38th, 37th, 59th, 62d, 67th and 69th, to the committee on the Judiciary; the 4th, 55th, 56th, 63d, 71st, 72d and 77th, to the committee on Circuit Courts; 5th, 33d, 50th, 51st, 68th, 73d, 74th, 75th, 76th and 79th, to the committee on County Courts; the 7th, 8th and 21st, to the committee on Agriculture and Manufactures; the 9th, 17th, 28th and 32d, to the committee on Religion; the 10th, 13th, 20th, 52d and 54th, to the committee on Education; the 18th, 22d, 27th, 30th, 42d and 58th, to the committee on Internal Improvement; the 36th, 43d, 44th, 45th, 46th, 47th, 48th, 49th, 53d, 80th, 81st, 82d, to the committee on Finance; the 38th, 39th, 40th, 41st, to the committee on Privileges and Elections; and the 60th, to the committee on the Codes of Practice.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act authorizing the city council of the city of Covington to abolish and discontinue a portion of an alley in said city.

An act for the benefit of the sureties of H. H. Hughes, late clerk of the Marion county court.

An act to amend an act, entitled, an act to amend and reduce into

one the several acts relating to the town of Glasgow, approved January 7, 1852.

An act to amend an act, entitled, an act incorporating the town of Warsaw.

An act to incorporate the Kentucky Marine and Fire Insurance Company.

An act to enlarge the limits of the town of Rochester, Butler county.

An act to amend the charter of the Lexington and Frankfort railroad company.

An act to authorize the general council of the city of Louisville, to close up and discontinue Quincy street in Isaac Stewart's enlargement to the city of Louisville.

An act for the benefit of the Muhlenburg county court.

An act to amend an act, entitled, an act to incorporate the St. Joseph's Ophan Asylum Society of Louisville.

An act for the benefit of J. C. Morton's administrator.

An act to amend an act, entitled, an act to elect police judge and marshal in the town of Warsaw, approved February 12, 1858.

An act to amend the act creating the offices of police judge and town marshal of Cromwell, Ohio county.

An act to amend the charter of the city of Covington.

Also a message in writing which lies over one day.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed an enrolled bill and resolutions which originated in the House of Representatives, of the following titles, viz:

An act to further regulate the inspection and sales of tobacco in the city of Louisville.

Resolution requesting the Governor to have salutes fired on certain occasions.

Resolution rescinding the resolution for the election of United States Senator.

Resolution extending the present session of the General Assembly.

Mr. Sampson read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of three from the Senate, and five from the House

of Representatives, be appointed to inquire into the propriety of adopting joint rules for the government of both houses, when in joint session or executing a joint order, and that said committee prepare and report such rules, if, in their opinion, the establishment of such rules is proper, and that said committee report on or before Tuesday, the 9th inst., at 11 o'clock, A. M.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. Robinson read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with,

Said resolution was taken up and read, as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the people of this State cherish with pride the recollection of the gallant services rendered the nation by her distinguished son *Major General Robert Anderson*, in defending Fort Sumter, and replying with his batteries on the ranks of the conspirators against the Union, who made their first war demonstration in the very nursery of Treason.

Resolved, That as in that celebrated defense of his country's flag, General Anderson's health was so materially impaired, as to render him, to a great extent, inadequate for duties in the field, and that he lost the greater part of his property by southern usurpation, a just and patriotic estimate of his services and losses should induce the Congress of the United States to permit him to retire from active service, upon the *full pay and emoluments of his rank.*

Resolved, That the Governor of Kentucky transmit the foregoing resolutions to our members in Congress, with the request that they use all proper efforts to carry them into effect.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the committee on Finance be instructed to ascertain the amount of cost incurred, by the parties in the contest for the seat in this House, from 33d Senatorial district, in taking proof, and in procuring documents to be used as evidence in the contest; that they also ascertain the amount that should be paid Elijah Patrick and the clerk to the board on contested elections; and report by bill or otherwise, tomorrow morning at 10½ o'clock, A. M.

Which was adopted.

On motion, leave of indefinite absence was granted to Messrs. Baker and Anthony.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled,

An act appropriating money to the Western Lunatic Asylum.

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of seventy-eight thousand, six hundred and ninety-three dollars is hereby appropriated for the purpose of reconstructing the

Western Lunatic Asylum, and the further sum of five thousand dollars for the purpose of furnishing the house when occupied.

§ 2. That the same shall be paid upon the warrant of the Auditor of Public Accounts, to the board of managers of said asylum, in quarterly instalments, commencing 1st of April, 1864.

§ 3. This act shall take effect from its passage.

Mr. Robinson moved to amend said bill as follows, viz:

Moved to amend section 1st, by striking out the words, "seventy-eight thousand, six hundred and ninety-three dollars," and insert "eight thousand, one hundred and fifty dollars.

And, amend by striking oui the word *reconstructing*, in 3d line of the 1st section, and insert in lieu thereof, the words, "ynishing the centre building and one of the wings."

And, amend by striking out the words, "ten thousand dollars," from 4th line of same section, and insert the words "three thousand dollars."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Robinson and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Harrison Cockrill,	Geo. C. Riffe,	Ben. Spalding,
M. J. Cook,	Jas. F. Robinson,	W. C. Whitaker—7.
J. R. Duncan,		

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	Gibson Mallory,
N. R. Black,	John K. Goodloe,	M. P. Marshall,
Wm. S. Botts,	Wm. H. Grainger,	H. D. McHenry,
B. H. Bristow,	Asa P. Grover,	John A. Prall,
James H. G. Bush,	T. W. Hammond,	William Sampson,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Richard H. Field,	J. D. Landrum,	Geo. Wright—22.
John F. Fisk,		

Mr. Whitaker moved to amend said bill as follows, viz:

Amend 1st sectison as follows, viz:

In the second line, strike out "seventy-eight thousand six hundred and ninety-three dollors," and insert "forty-eight thousand dollars."

In the the fourth line, strike out 'five," and insert "three."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	John A. Prall,
N. R. Black,	William H. Grainger,	Wm. B. Read,
William S. Botts,	Asa P. Grover,	George C. Riffe,
B. H. Bristow,	T. W. Hammond,	Jas. F. Robinson,
James H. G. Bush,	John J. Landram,	William Sampson,
Harrison Cockrill,	J. D. Landrum,	Ben. Spalding,
M. J. Cook,	Gibson Mallory,	W. C. Whitaker,
Richard H. Field,	Martin P. Marshall,	C. T. Worthington,
John F. Fisk,	Henry D. McHenry,	George Wright—28.
W. W. Gardner,		

In the negative—

J. R. Duncan—1.

Resolved, That the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, which were read the first time, viz:

An act for the benefit of the sheriff of Logan county.

An act for the benefit of John M. Blackerby, late surveyor for Bracken county.

An act to change the place of voting in the Floydsburg precinct, in the county of Oldham.

Ordered, That said bills be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the Senate adjourned.

FRIDAY, FEBRUARY 5, 1864.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act to incorporate the Kentucky Petroleum oil, coal and salt company.

An act for the benefit of Samuel F. Roberts, late sheriff of Kenton county.

The following petition and memorial were presented, viz :

By Mr. Crockrill—

The petition of sundry citizens of Owsley county, praying for a change in the lines between the counties of Owsley and Bretahitt.

By Mr. Goodloe—

The memorial of the mayor of Frankfort in relation to a lottery.

Which petition and memorial were received, the reading dispened with, and referred—the 1st to the committee on Propositions and Grievances, and the 2d to the committee on the Judiciary.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution which originated in the Senate, of the following titles, viz :

An act to amend the revenue laws.

An act for the benefit of James Garrett and James T. Yates, executors of Cager Creel, deceased.

An act for the benefit of James Wood and T. W. Samuels, late sheriffs of Nelson county.

An act for the benefit of Thomas Conway, late sheriff of Union county.

An act for the benefit of the sheriff of Lyon county.

An act to legalize and pay off the debt of Bracken county.

An act for the benefit of the sureties of John G. Pickens, deceased, late sheriff of Clinton county.

An act for the benefit of John J. Miller, late sheriff of Boone county.

An act for the benefit of Stephen Howard, late sheriff of Magoffin county.

An act for the benefit of James H. Reynolds, late sheriff of Adair county.

An act for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties.

Resolution in relation to the removal of the seat of government.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Sampson, from the committee on the Codes of Practice—

An act to amend section 465 of the Civil Code of Practice.

By Mr. J. J. Landram, from the committee on County Courts—

An act to amend an act, entitled, an act to amend the road law of Campbell county, approved 19th of February, 1849.

By same—

An act to legalize the proceedings of the Grant county quarterly court, at its March, June, September and December terms for 1863.

By same—

An act to authorize the two justices of the peace residing in the Williamstown district, to hold special terms of the Grant county court, in the absence of the county judge from the county.

By same—

An act for the benefit of W. P. Ross, administrator of John G. Parks, late clerk of the county court of Nicholas.

By same—

An act for the benefit of E. T. Fish, of Rockcastle county.

By same—

An act for the benefit of Bath county.

By same—

An act for the benefit of William Corum, clerk of the Greenup circuit court.

By same—

An act for the benefit of J. W. Campbell, late sheriff of Nicholas county.

By Mr. Alexander, from the same committee—

An act to amend the road law in Bracken county.

By same—

An act for the benefit of John A. Hamilton, of Monroe county.

By Mr. Botts, from the committee on Finance—

An act for the benefit of the sureties of J. D. Owens, late sheriff of Henry county.

By same—

An act for the benefit of William Tinsley, late sheriff of Knox county.

By same—

An act for the benefit of the sureties of John B. Holladay, late sheriff of Nicholas county.

By same—

An act for the benefit of Mary York.

By Mr. Worthington, from the same committee—

An act for the benefit of the adminstrator of Orlean Bishop, deceased.

By same—

An act for the benefit of Solomon C. Saylor, sheriff of Harlan county.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Alexander, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of S. M. Weihl, of Boyle county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	John A. Prall,
N. R. Black,	Wm. H. Grainger,	Geo. C. Riffe,
Wm. S. Botts,	T. W. Hammond,	James F. Robinson,
James H. G. Bush,	John J. Landram,	Wm. Sampson,
Harrison Cockrill,	J. D. Landrum,	Ben. Spalding,

J. R. Duncan,	Gibson Mallory,	C. T. Worthington,
John F. Fisk,	Martin P. Marshall,	George Wright—21.

In the negative, none—

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of Breathitt county,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Fisk, from the commttee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to punish those who invite, harbor, or conceal those who make war upon Kentucky,

Reported the same with an amendment, as a substitute for said bill.

Ordered, That the Public Printer print one hundred and fifty copies of said substitute, and that said bill and substitute be placed in the orders of the day.

Mr. Botts, from the committee on Finance, reported the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts draw his warrant on the treasury, in favor of Elijah Patrick, for the mileage and per diem allowed by law to the members of the General Assembly. The per diem from the beginning of the present session up to and including the 3d of February; and for the further sum of $90, amount of cost incurred by him in taking depositions and procuring documents to be used in evidence in contetsing the seat of John Power, in the Senate from the 33d Senatorial district. That the Auditor draw his warrant on the treasury in favor of John Power, for the sum of sixty-four dollars and thirty-four cents, amount of cost incurred by him in taking depositions and procuring documents to be used as evidence in the contest above mentioned.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	M. P. Marshall,
N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	W. W. Gardner,	Wm. B. Read,
B. H. Bristow,	John K. Goodloe,	Geo. C. Riffe,
James H. G. Bush,	Wm. H. Grainger,	Jas. F. Robinson,
F. L. Cleveland,	T. W. Hammond,	William Sampson,

Harrison Cockrill,	John J. Landram,	W. C. Whitaker,
M. J. Cook,	J. D. Landrum,	C. T. Worthington,
J. R. Duncan,	Gibson Mallory,	Geo. Wright—27.

In the negative, none—

Mr. Mallory, from the committee on Agriculture and Manufactures, to whom had been referred a resolution from the House of Representatives in relation to the distillation of grain,

Reported the same without amendment.

Said resolution was then amended.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The following bills were reported, viz:

By Mr. Mallory from a select committee—

A bill to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad company.

By same, from the committee on Agriculture and Manufactures—

A bill to incorporate the Louisville and Jefferson county association.

By Mr. Sampson, from the committee on the Codes of Practice—

A bill to provide for taking depositions in prosecutions for misdemeanors.

By same—

A bill to provide for taking depositions of persons in military service in the United States or State of Kentucky.

By Mr. J. J. Landram, from the committee on County Courts—

A bill authorizing the county court of Boone county to sell certain land belonging to said county.

By same—

A bill to amend section 4 of an act to provide for establishing county courts in Newport.

By same—

A bill for the benefit of Robert Boyd, late clerk of the Whitley circuit court.

By same—

A bill for the benefit of John W. Turner, late clerk of Bath circuit court.

By Mr. Alexander, from the same committee—

A bill to authorize the sale of poor-house lands in Monroe county.

By same—

A bill authorizing the Secretary of State to furnish the surveyor of Warren county certain public books.

By same—

A bill for the benefit of the town of Caseyville, in Union county.

By same—

A bill for the benefit of the town of Madisonville.

By same—

A bill for the benefit of C. P. Gray, late clerk of the Clinton county and circuit courts.

By same—

A bill for the benefit of clerks and other officers of this Commonwealth.

By same—

A bill to change the place of voting in the 5th district, Larue county.

By Mr. Prall—

A bill to amend the charter of the town of Millersburg, in Bourbon county.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of G. W. Reid, sheriff of Gallatin county.

By Mr. Alexander, from the committee on Finance—

A bill for the benefit of Nancy Kilgore.

Which were read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred

A bill to incorporate the Kentucky central railroad,

Reported the same with an amendment.

Which was concurred in.

Sail bill was further amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Alexander, from the committee on Finance, reported the following resolution, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts draw his warrant on the Treasurer, in favor of Louisa L. Buster, widow of the late Hon. M. P. Buster, deceased, for the unpaid mileage and per diem due to said Buster at his death.

2. That said Auditor also draw his warrant on the Treasurer for one hundred and eight dollars and twenty cents ($108 20,) in favor of the Sergeant-at-Arms of the Senate, to defray the expenses of burial, and that said Sergeant-at-Arms pay the same over to the undertaker and other persons entitled thereto.

The question was taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	W. B. Read,
N. R. Black,	William H. Grainger,	George C. Riffe,
William S. Botts,	T. W. Hammond,	James F. Robinson,
James H. G. Bush,	John J. Landram,	Wm. Sampson,
Harrison Cockrill,	J. D. Landrum,	Ben Spalding,
Milton J. Cook,	Gibson Mallory,	C. T. Worthington,
J. R. Duncan,	Martin P. Marshall,	George Wright—23.
John F. Fisk,	John A. Prall,	

In the negative, none.

Mr. Alexander, from the same committee, reported

A bill authorizing the late Auditor of Kentucky to complete the unfinished business in his office.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

Mr. Sampson, from the committee on the Codes of Practice, reported

A bill to amend section 716 of the Civil Code of Practice.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be recommitted, with instructions that they report the same on to-morrow at 10½ o'clock, A M.

Mr. J. J. Landram, from the committee on County Courts, reported

A bill for the benefit of the sheriffs of this Commonwealth.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be recommitted.

Mr. Bush, from the committee on the Court of Appeals, reported

A bill to provide an office for the Clerk of the Court of Appeals.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Wright, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	John F. Fisk,	Gibson Mallory,
Wm. S. Botts,	John K. Goodloe,	Martin P. Marshall,
B. H. Bristow,	T. W. Hammond,	John A. Prall,
James H. G. Bush,	J. J. Landram,	J. F. Robinson,
Harrison Cockrill,	J. D. Landrum,	C. T. Worthington—15.

Those who voted in the negative, were—

T. T. Alexander,	Richard H. Field,	Geo. C. Riffe,
F. L. Cleveland,	W W. Gardner,	Ben. Spalding
M. J. Cook,	William H. Grainger,	W. C. Whitaker,
J. R. Duncan,	Wm. B. Read,	Geo. Wright—12.

Resolved, That the title thereof be as aforesaid.

On motion of Mr. Alexander, leave of absence was granted to Mr. Grover until to morrow.

On motion of Mr. Marshall, leave of indefinite absence was granted to Mr. Bristow.

And then the Senate adjourned.

SATURDAY, FEBRUARY 6, 1864.

Because of the absence of the Speaker, on account of indisposition, Mr. Fisk was unanimously chosen Speaker for the occasion.

A message was received from the House of Representatives, announcing that they had passed bil.s of the following titles, viz:

1. An act for the benefit of Jos. E. Mulky, late sheriff of Monroe county.

2. An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

3. An act for the benefit of William Mullins, late sheriff of Wayne county.

4. An act for the benefit of Fleming Bates, late sheriff of Wayne county.

5. An act for the benefit of Isaac Gastineau, late sheriff of Pulaski county.

6. An act for the benefit of H. M. Ford, late sheriff of Pike county.

7. An act for the benefit of Josiah N. Murphy, commissioner of Monroe county.

8. An act for the benefit of Henry Haynes, sheriff of Grayson county.

9. An act for the benefit of Ben. F. Shepherd, sheriff of Carter county.

10. An act to increase the jurisdiction of the county judge and justices of the peace, of Knox county.

11. An act for the benefit of John H. Eastham, sheriff of Boyd county.

12. An act for the benefit of Stephen J. England, late sheriff of Carter county.

13. An act for the benefit of Milton Mann, administrator of Wm. Ricketts.

14. An act for the benefit of J. W. Salle, late sheriff of Pulaski county.

15. An act for the benefit of W. D. Black, late sheriff of Pulaski county.

16. An act for the benefit of Robert Young, of Nicholas county.

17. An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

18. An act for the benefit of A. M. Brown, late clerk Hardin circuit court.

19. An act for the benefit of D. N. Walden, sheriff of Henderson county.

20. An act for the benefit of Joseph R. Witty, late sheriff of Metcalfe county.

21. An act to amend section 4, article 4, chapter 83, Revised Statutes.

22. An act for the benefit of S. B. Pell, sheriff of Hancock county.

23. An act for the benefit of J. L. McCarty, sheriff of Whitley county.

24. An act for the benefit of the sheriff of Calloway county.

25. An act for the benefit of James W. Johnson, sheriff of Rowan county.

26. An act for the benefit of C. L. Raison, executor of William Williams, deceased.

27. An act for the relief of C. J. Coker and John Boyer, of Fulton county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of the said bills being dispend with, they were referred—

The 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 11th, 12th, 14th, 15th, 16th, 17th, 19th, 20th, 22d, 23d, 24th; 25th, 26th, 27th, were referred to the committee on Finance; the 10th to the committee on County Courts; the 13th to the committee on the Judiciary; the 18th to the committee on Circuit Courts; and the 21st to the committee on Revised Statutes.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled an act for the benefit of Samuel F. Roberts, late sheriff of Kenton county.

Which was granted.

On motion of Mr. Read, leave was given to bring in

A bill for the benefit of William Mercer, of Ballard county.

Which was referred to the committee on the Judiciary.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Worthington, from the committee on Internal Improvement—

An act to amend an act to charter the Danville, Dix river and Lancaster turnpike company.

By same—

An act to incorporate the Danville and Knob Lick turnpike company.

By same—

An act to incorporate the Spring Station turnpike road company.

By Mr. Robinson, from the committee on the Judiciary—

An act for the benefit of Louiza Pitts, of Powell county.

By same—

An act to incorporate the town of Westport, in the county of Oldham.

By same—

An act to prevent judgments by default against soldiers in active service.

By same—

An act to provide for the extension of Green street, and changing the width of a part of Main North street, in the town of Bowling-green.

By same—

An act to incorporate the town of Mannsville, in the county of Taylor.

By same—

An act to amend the charter of the city of Cynthiana.

By same—

An act to amend an act, entitled, an act requiring trustees, &c., to execute bond in certain cases, approved March 2d, 1860.

By same—

An act for the benefit of Elias, a free man of color.

By Mr. Sampson, from the same committee—

An act to amend "an act in regard to imbeciles, their property and estates," approved October 1st, 1861.

By Mr. Riffe, from the committee on Religion—

An act incorporating the Washington cemetery company, in Mason county.

By same—

An act to incorporate the Nicholasville cemetery company.

By same—

An act to amend the charter of Cave Hill cemetery.

By same—

An act to incorporate the board of trustees of the Episcopal Fund of the Protestant Episcopal Church in the Diocese of Kentucky.

By Mr. Bush, from the committee on Revised Statutes—

An act to incorporate the Martin Luther Lodge, No. 3, A. P. A., of Newport.

By same—

An act for the benefit of the trustees of the town of Dycusburg.

By same—

An act to amend the charter of the Harvey Maguire Lodge, No. 209, of Free and Accepted Masons.

By same—

An act to correct a mistake in the passage of an act, entitled, an act to amend chapter 2, of the revised Statutes, title "Concerning Caveats."

By same—

An act to amend the charter of the town of Hammondsville, Hart county.

By same—

An act to amend section 1, article 12, chapter 28, of the Revised Statutes.

By same—

An act to amend an act, entitled, an act to amend chapter 83, Revised Statutes, title, "Revenue and Taxation."

By same—

An act to amend section 6, article 3, chapter 26, Revised Statutes, title "County Levy."

By same—

An act to amend the 7th section of the act establishing the county of Boyd, approved 16th February, 1860.

By same—

An act to amend the law concerning contempts.

By Mr. Fisk, from the committee on Revised Statutes—

An act to incorporate the Covington street railroad company.

By same—

An act to incorporate the city of Ludlow.

By same—

An act to incorporate the Newport city fuel company.

By same—

An act to authorise the trustees of the Methodist Episcopal church, in the city of Covington, to convey certain property.

By Mr. Worthington, from the committee on Internal Improvements—

An act to incorporate the Columbia and Burksville turnpike road company.

By Mr. Robinson, from the committee on the Judiciary—

An act for the benefit of Nelson Flint, a man of color.

By Mr. Sampson, from the same committee—

An act for the benefit of the Richmond and Lexington turnpike road company.

By Mr. Fisk, from the committee on Revised Statutes—

An act to amend the charter of the city of Paducah.

With amendments to the four last named bills.

Ordered, That said bills, the four last as amended, be read the third time,

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A bill from the House of Representatives entitled,

An act providing for the investment of certain funds belonging to the State, with a view to increasing the resources of the sinking fund,

Was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with, it was referred to the committee on Finance.

Mr. Worthington, from the committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled,

An act for the benefit of the Spencer and Nelson county turnpike road company,

Reported the same, with an expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Worthington, from same committee, asked to be discharged from the further consideration of a leave to them referred to bring in a bill to establish a State road from Canton, by way of Murray, to Mayfield.

Which was granted.

Mr. Goodloe, from the committee on Propositions and Grievances, asked to be discharged from the further consideration of a petition asking the privilege of erecting a fish dam across Green river.

Which was granted.

Mr. Goodloe, from the same committee, asked to be dischraged from the further consideration of a petition in relation to a change of the line between the counties of Breathitt and Owsley.

Which was granted.

Mr. Robinson, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of John Easter, Jr., and Jane Kincade.

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Sampson, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to authorize the jailer of Trimble county to appoint a deputy.

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Worthington, from the committee on Internal Improvement, to to whom had been referred a bill from the House of Representatives, entitled,

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 26, 1862,

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Bush, from the committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend article 2, chapter 78, of the Revised Statutes,

Reported the same without amendment.

Said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affimative, were—

N. R. Black,	W. W. Gardner,	Martin P. Marshall,
William S. Botts,	John K. Goodloe,	Geo. C. Riffe,
James H. G. Bush,	Wm. H. Grainger,	James F. Robinson,
Francis L. Cleveland,	T. W. Hammond,	William Sampson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding,
J. R. Duncan,	J. D. Landrum,	C. T. Worthington,
John F. Fisk,	Gibson Mallory,	George Wright—21.

Those who voted in the negative, were—

Milton J. Cook, William B. Read—2.

Resolved, That the title thereof be as aforesaid.

Mr. Bush, from the committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend an act to further define the duties, &c., of the agent of the Auditor, approved February 26, 1863.

Reported the same without amendment.

Ordered, That said bill be recommitted to the same committee.

A message was received from the Governor, by Mr. Van Winkle, Secretary of State, announcing that he had approved and signed enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act to legalize and pay off the debt of Bracken county.

An act for the benefit of Stephen Howard, late sheriff of Magoffin county.

An act for the benefit of James H. Reynolds, late sheriff of Adair county.

An act for the benefit of John J. Miller, sheriff of Boone county.

An act for the benefit of Thos. Conway, late sheriff of Union county.

An act for the benefit of J. J. Woods, late sheriff of Clinton county.

An act for the benefit of Lyon county.

An act for the benefit of James Woods and T. W. Samuels, late sheriffs of Nelson county.

An act for the benefit of the sureties of John G. Pickens, deceased, late sheriff of Clinton county.

An act to amend the revenue laws.

An act for the benefit of James Garrett and James T. Yates, executors of Cager Creel, deceased.

Resolution in relation to the removal of the seat of government.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Worthington, from the committee on Internal Improvement—

A bill incorporating the Louisville city railway company.

By Mr. Robinson, from the committee on the Judiciary—

A bill to amend the charter of the city of Lexington.

By same—

A bill for the benefit of J. A. J. Lee and R. M. Conner, sureties of R. H. Conner, late clerk of the Bath county court.

By Mr. Sampson, from the same committee—

A bill to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

By Mr. Goodloe, from the committee on Propositions and Grievances—

A bill to repeal an act, entitled, an act to change the boundary line between the counties of Barren and Allen.

By same—

A bill to amend an act, entitled, an act for the benefit of the Assistant Secretary of State, approved February 25, 1860.

By same—

A bill for the benefit of James H. McCann.

By Mr. Mallory, from the committee on Agriculture and Manufac tures—

A bill for the benefit of the jailer of Jefferson county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings o said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Sampson, from the committee on the Judiciary, to whom had been referred

A bill requiring the Clerk of the Court of Appeals to record all opinions rendered in said court,

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was rejected.

The Senate, according to order, took up for consideration,

A bill to amend section 716 of the Civil Code of Practice.

Said bill was amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives announcing that they had concurred in resolutions which originated in the Senate, of the following titles, viz:

Resolution in relation to fixing joint rules for the government of the two Houses.

Resolution in relation to Major General Robert Anderson.

Mr. Fisk, from the committee on Revised Statutes, reported

A bill to amend chapter 6, Revised Statutes, title "Bastardy."

Which was read the first time.

Pending the further consideration of which, the hour arrived for taking up the orders of the day.

The Senate took up for consideration

A bill to amend an act to establish an Institution for the education of Idiots and Feeble-minded Children.

Ordered, That said bill be made the special order of the day for Monday next, at 11 o'clock.

Also, the amendment proposed by the House of Representatives to a bill from the Senate, entitled,

An act for the benefit of Nicholas county court.

Which was twice read and concurred in.

Also, amendments proposed by the House of Representatives to bills from the Senate, of the following titles, viz:

An act to amend the act approved 3d March, 1863, entitled, an act to amend the 5th article of chapter 86, of the Revised Statutes.

An act for the benefit of Bracken county in relation to private passways.

Which amendments were twice read and concurred in.

Also, the amendments proposed by the House of Representatives to a bill from the Senate, entitled,

An act in relation to the office of Attorney General.

Which was twice read and concurred in, with an amendment.

Also, the amendments proposed by the House of Representatives to a bill from the Senate, entitled,

An act to amend an act, entitled, an act concerniug runaway slaves, approved March 2, 1863.

Also, a message in writing from the Governor, which reads as follows, viz:

Executive Deparfment,
February 1, 1864.

Gentlemen of the Senate:

I herewith transmit to your honorable body the report of the Commercial Bank of Kentucky for the month of December, 1863.

THO. E. BRAMLETTE.

Said report reads as follows, viz:

MEANS.

Bills of exchange		$1,529,468 79
Six per cent. investments:		
Notes discounted	$585,272 19	
Suspended debts	168,308 80	
Suspended debts in suit	121,738 99	
Banking houses	63,872 49	
Real estate for debts	71,579 64	
Bonds and stocks for debts	103,182 88	
Reinvestments	51,140 61	
		1,165,095 60
Due from banks		341,069 86
Cash on hand:		
Gold and silver	$825,440 20	
On deposit in New York	107,811 19	
United States treasury notes	356,081 00	
		1,289,332 39
		$4,324,966 64

LIABILITIES.

Capital stock paid in		$1,774,961 21
Due to banks		367,888 40
Due to depositors		933,903 03
Due to dividend account		15,252 04
Notes in circulation		1,111,838 00
Contingent fund	$17,750 00	
Profit and loss	103,373 96	
		121,123 96
		$4,324,966 64
Contingent fund and profit and loss, as above		$121,123 96
Deduct dividend No. 22 of three per cent., declared this day, free of Government tax	$53,169 43	
Government tax on dividend	1,595 07	
		54,764 50
Leaves present surplus		$66,359 46

JAMES L. DALLAM, Cashier.

Commercial Bank of Kentucky, Paducah, January 2, 1864.

Ordered, That the Public Printer print 150 copies thereof for the use of the General Assembly.

Also, a message in writing from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *January 29th*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

James W. Cochran, of Fayette; Robert Richardson, of Kenton; Jas. B. Lyne, of Henderson; Robert T. Glass, of Henderson; R. A. Hamilton, of Jefferson; Oliver Lucas, of Jefferson; S. S. Meddis, of Jefferson; James Garnett, of Adair; H C. Baker, of Adair; Bernhard Moellman, of Jefferson; J. L. Danforth, of Jefferson; Thomas P. Smith, of Bourbon; T. B. Smith, of Fleming; J. M. Henderson, of Hickman; G. H. Morrow, of McCracken; W. H. Dungan, of Jefferson; Sherrod Williams, of Mercer; Joseph Clement, of Jefferson.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointments.

Also, a message in writing from the Governor, which reads as follows, viz:

EXECUTIVE DDPARTMENT,
February 4, 1864.

Gentlemen of the Senate:

I herewith transmit to your honorable body a report of the condition of the Northern Bank of Kentucky and its branches.

THO. E. BRAMLETTE.

Said report reads as follows, viz:

MEANS.

Bills discounted	$1 188,413 06
Bills matured unpaid	98,007 46
Bills of exchange	1,302,421 91
Railroad scrip and Government stamps	4,206 57
Northern Bank stock taken for debt	25,600 00
Suspended debt	355,261 19
State loan	250,000 00
Bonds of the State of Kentucky	88,118 75
Bonds of the United States	242,000 00
United States certificates of indebtedness	311,588 35
Real and personal estate	133,070 47
Due from banks	1,240,347 85
Gold and silver	1,065,981 96
Branch notes	4,289 00
Notes of other banks	147,937 00
United States treasury notes	452,078 00
Expenses	3,781 59
	$6,913,103 16

LIABILITIES.

Capital stock	$2,250,000 00
Circulation	827 626 00
Due to banks	971,099 86
Individual depositors	2,325,310 81
Fund to cover losses	350,000 00
Unclaimed dividends	25,531 93
Contingent fund	45,000 00
Profit and loss	91,653 87
Discounts, interest, and exchange	26,880 69
	$6,913,103 16

A. F. HAWKINS, Cashier.

NORTHERN BANK OF KENTUCKY, Lexington, February 2, 1864.

Also, a message in writing from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
January 21, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be notaries public in the counties named, viz:

Charles G. Wallace, of Kenton; E. D. Morgan, of Jefferson; Silas T. Green, of Madison; R. L. Ireland, of Gallatin; John C. Glenn, of Hickman.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointments.

Also, a bill from the House of Representatives, entitled,

An act to change the line between the counties of Russell and Casey.

Ordered, That said bill be referred to the committee on County Courts.

Also, a bill from the House of Representatives, entitled,

An act to change the county line between the counties of Harrison and Bracken.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also, a bill from the House of Representatives, entitled,

An act to authorize the jailers of Hickman and Fulton counties to appoint deputies.

Ordered, That said bill be referred to the committee on County Courts.

Also, A bill to amend and reduce into one all the acts incorporating the Masonic Savings Institution.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also, a bill from the House of Representatives, entitled,

An act for the benefit of Breathitt county,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John F. Fisk,	John A. Prall,
N. R. Black,	John K. Goodloe,	William B. Read,
James H. G. Bush,	T. W. Hammond,	Geo. C. Riffe,
Francis L. Cleveland,	John J. Landram,	William Sampson,
Harrison Cockrill,	J. D. Landrum,	Ben. Spalding,
Milton J. Cook,	Gibson Mallory,	C. T. Worthington,
J. R. Duncan,	Martin P. Marshall,	George Wright—21.

Those who voted in the negative, were—

William S. Botts, W. C. Whitaker—2.

Resolved, That the title thereof be as aforesaid.

Mr. Read read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the legislature will adjourn on Monday, the 15th inst., at 12 o'clock, M., *sine die*.

Mr. Read moved the following resolution, viz:

Resolved, That hereafter no Senator shall speak more than fifteen minutes on any one question, during the present session of the legislature.

Which was adopted.

Mr. Cleveland read and laid on the table the following joint resolution, viz:

The rule of the Senate being dispensed with,

Said resolution was taken up and read as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That J. J. Landram, J. K. Goodloe, and W. H. Grainger be and they are hereby authorized to contract with some competent artist for a life-size portrait of Henry Clay, to be placed in the Senate Chamber, at a cost not exceeding one thousand dollars.

2. That it shall be the duty of the Auditor to draw his warrant on the treasury in favor of the said Landram, Goodloe and Grainger for a sum not exceeding one thousand dollars when the portrait above named shall be approved by the Governor or such persons as he may direct to inspect the same.

Ordered, That said resolution be made the special order for Monday next, at 10½ o'clock, A. M.

Mr. Sampson moved the following resolution, viz:

Resolved, That the committee on Finance inquire into the propriety of authorizing the collectors of taxes to sell lands in payment thereof, and report by bill or otherwise.

Which was adopted.

Mr. Bush moved the following resolution, viz:

Resolved, That the Judiciary committee of the Senate be instructed to inquire into the expediency of enacting a general law for the relief of the sheriffs of this Commonwealth.

Which was adopted.

Mr. Whitaker moved the following resolution, viz:

Resolved, That the banks of this State be required to report immediately to the Senate of Kentucky what, if any, amount of gold has been converted into sterling exchange, or used in the purchase of bills by them, as banks, to be sent out of the United States; also what amount, if any, has been sent out by them in coin, and also what amount each bank has on hand, and where and how it is held.

Resolved, That a copy of these resolutions be sent to the banks immediately.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Sampson—1. A bill to change the time of holding quarterly courts in Webster county.

On motion of same—2. A bill for the benefit of N. N. Johnson, late sheriff of Webster county.

On motion of Mr. Sampson—3. A bill to repeal or modify section 25, article 2, of chapter 37, of the Revised Statutes.

The committee on County Courts was directed to prepare and bring in the 1st and 2d, and the committee on the Revised Statutes the 3d.

And then the Senate adjourned.

MONDAY, FEBRUARY 8, 1864.

A message was received from the House of Representatives, announcing that they had receded from their proposed amendment to a bill from the Senate, entitled,

An act for the benefit of Monroe county.

That they had passed a bill from the Senate, entitled,

An act for the benefit of Nancy Kilgore.

That they had concurred in a resolution from the Senate, entitled,

Resolution for the benefit of Mrs. Louisa L. Buster.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled,

An act to suspend for two years in the counties of Harlan, Whitley, Perry, Knox, Letcher and Pike, an act approved 25th February, 1862, entitled, an act to amend chapter 83, of the Revised Statutes, title "Revenue and Taxation."

That they had disagreed to a resolution from the Senate in relation to increasing the salary of the Governor.

That they had passed bills and adopted resolutions of the following titles, viz:

An act regulating fees of circuit and county court clerks.

An act for the benefit of Rockcastle county.

An act for the benefit of the sheriff of Marshall county for the year 1861.

An act appropriating money to repair the locks and dams on Green and Barren rivers, and for other purposes.

Resolution of thanks to Kentucky veteran volunteers.

Resolution concerning the Pittsburg, Maysville and Cincinnati railroad company.

Resolution providing for firing salute on the 22d of February.

Resolution providing for the distribution of the fourth volume of the Kentucky Geological Report.

That they had concurred in the .esolution in favor of John Power and Elijah Patrick.

Mr. Alexander presented the remonstrance of sundry citizens of Clinton county, against any interference with the county organization.

Which was recived, the reading dispensed with, and referred to the ommittee on the Judiciary.

Mr. Cleveland moved a reconsideration of the vote by which the Senate on yesterday passed a bill, entitled,

An act to repeal an act, entitled, an act to change the boundary line between the counties of Barren and Allen.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to amend section 445 of the Civil Code of Practice.

An act to suspend for two years in the counties of Harlan, Whitley, Perry, Knox, Pike, Laurel and Letcher, an act approved February 25, 1852, entitled, an act to amend chapter 83, of the Revised Statutes, title Revenue and Taxation."

An act to authorize the two justices of the peace residing in the Williamstown district, to hold special terms of the Grant county court, in the absence of the county judge from the county.

An act to legalize the proceedings of the Grant county quarterly court, at its March, June, September and December terms for 1863.

An act for the benefit of John A. Hamilton, of Monroe county.

An act to amend an act, entitled, an act to amend the road law of Campbell county, approved 19th of February, 1849.

An act for the benefit of E. T. Fish, of Rockcastle county.

An act for the benefit of William Corum, clerk of the Greenup circuit court.

An act for the benefit of J. W. Campbell, late sheriff of Nicholas county.

An act for the benefit of Mary York.

An act for the benefit of the sureties of L. D. Owens, late sheriff of Henry county.

An act for the benefit of William Tinsley, late sheriff of Knox county.

An act for the benefit of the sureties of John B. Holladay, late sheriff of Nicholas county.

An act for the benefit of S. M. Weihl, of Boyle county,

An act for the benefit of Solomon C. Saylor, sheriff of Harlan county.

An act for the benefit of the adminstrator of Orlean Bishop, deceased.

An act for the benefit of W. P. Ross, administrator of John G. Parks, late clerk of the county court of Nicholas.

An act for the benefit of Bath county.

An act to incorporate the Nicholasville cemetery company.

An act for the benefit of John M. Blackerby, late surveyor for Bracken county.

An act to amend the road law in Bracken county.

An act to change the place of voting in the Floydsburg precinct, in the county of Oldham.

An act for the benefit of the sheriff of Logan county.

And enrolled bills, and a resolution which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled, an act concerning runaway slaves, approved March 2, 1863.

An act to repeal an act for the benefit of Jacob McClancy, approved March 3, 1863.

An act for the benefit of Bracken county in relation to private passways.

Resolution in relation to fixing joint rules for the government of the two Houses.

Resolution for the benefit of Elijah Patrick and John Power.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate resumed the consideration of the unfinished report from the committee on Revised Statutes,

A bill to amend chapter 6, Revised Statutes, title "Bastardy."

Ordered, That said bill be printed and placed in the orders of the day.

Mr. Fisk, from the committee on Revised Statutes, reported a bill to regulate the sale of patent medicines.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to a select committee consisting of Messrs. Duncan, Gardner and J. D. Landrum.

The Senate, according to order, took up for consideration

A bill in relation to the board of internal improvement.

Ordered, That said bill be placed in the orders of the day.

Also the resolution in relation to a portrait of Henry Clay,

Which reads as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That J. J. Landram, J. Kemp Goodloe, W. H. Grainger, Jas. F. Robinson, and B. H. Bristow, be and they are hereby authorized to contract with some competent artist for a life-size portrait of Henry Clay, to be placed in the Senate chamber.

2 It shall be the duty of the Auditor to draw his warrant on the treasury in favor of the said Landram, Goodloe, Grainger, Robinson, and Bristow, for such sum as may be expended by them in procuring said likeness, including the frame, when the portrait above named shall be approved by the Governor or such persons as he may direct to inspect the same.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	Gibson Mallory,
N. R. Black,	John F. Fisk,	Martin P. Marshall,
William S. Botts,	W. W. Gardner,	Henry D. McHenry,
B. H. Bristow,	John K. Goodloe,	John A. Prall,
James H. G. Bush,	William H. Grainger,	Wm. B. Read,
W. T. Chiles,	Asa P. Grover,	George C. Riffe,
Francis L. Cleveland,	T. W. Hammond,	Jas. F. Robinson,
Harrison Cockrill,	John J. Landram,	William Sampson,
M. J. Cook,	J. D. Landrum,	Ben. Spalding—28.
J. R. Duncan,		

In the negative—

George Wright—1.

The Senate took up for consideration the resolution offered by Mr. Read on the 6th inst., which is as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the legislature adjourns on Monday, the 15th inst., at 12 o'clock, M., they adjourn *sine die*.

Mr. Prall offered the following amendment as a substitute for said resolution:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the two Houses adjourn on Monday, the 15th inst., they adjourn to meet again on the 1st Wednesday in January, 1865.

And the question being taken on the adoption of the substitute, it was decided in the affirmative.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The Senate took up for consideration

A bill to amend an act, entitled, an act to establish an Institution for the education of Idiots and Feeble-minded children.

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of the 7th section of the act to which this is an amendment, as appropriates, for the support of each pupil, the sum of $125 per annum, be repealed, and in lieu thereof, the sum of $150 for said purpose, as provided in said act, be and the same is hereby appropriated for each pupil, payable as in said act is provided.

§ 2. That for the purpose of paying off the debts of the institution, and finishing off the buildings, and furnishing the same with heating apparatus, and providing furniture for same, and for building necessary inside fences, out-houses, and cistern, the sum of fifteen thousand dollars is hereby appropriated, to be paid out of the treasury, whenever the commissioners shall deem it necessary, as is now provided by law.

§ 3. So much of the act of 11th February, 1860, to which this is an amendment, or so much of any act heretofore enacted, as is inconsistent herewith, is repealed.

§ 4. This act to take effect from its passage.

Mr. Cleveland moved to amend said bill by striking out the 1st section.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	John F. Fisk,	Martin P. Marshall,
Wm. S. Botts,	W. W. Gardner,	John A. Prall,
B. H. Bristow,	John K. Goodloe,	Wm. B. Read,
Jas. H. G. Bush,	Wm. H. Grainger,	G. C. Riffe,
W. T. Chiles,	T. W. Hammond,	James F. Robinson,
F. L. Cleveland,	John J. Landram,	Ben. Spalding,
Harrison Cockrill,	J. D. Landrum,	W. C. Whitaker,
R. H. Field,	Gibson Mallory,	George Wright—24.

Those who voted in the negative, were—

T. T. Alexander,	Milton J. Cook,	J. R. Duncan—3.

Resolved, That the title thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act to punish those who invite, harbor, or conceal those who make war upon Kentucky,

Together with the amendment proposed by the committee on the Judiciary, as a substitute for said bill.

The amendment proposed by the committee reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any person shall counsel, advise, aid, assist, encourage, or induce any officer or soldier of the so-called Confederate States, or either of them, or any guerrilla, robber, bandit, or armed band, or person or persons engaged, or professing to be engaged, in making or levying war upon the government of the United States, or State of Kentucky, or upon any citizen or resident of the State of Kentucky, to destroy or injure any property in this Commonwealth; or shall counsel, encourage, advise, aid, or assist any such person or persons, to injure, arrest, kidnap, or otherwise maltreat any citizen or resident of the State of Kentucky; or shall harbor or conceal, or shall voluntarily receive or aid any such person or persons, knowing them to be such, shall be guilty of a high misdemeanor; and upon conviction thereof, shall be fined not less than one hundred dollars, nor more than ten thousand dollars, or confined in the county jail not less than six months, nor more than twelve months, or may be both so fined and imprisoned, at the discretion of the jury.

§ 2. That if any person or persons, within this Commonwealth, by speaking or writing against the government of the United States, or of this State, or in favor of the government of the so-called Confederate States of America, shall willfully endeavor to excite the people of this State, or any of them, to insurrection or rebellion against the authority or laws of this State, or of the United States, or who shall willfully attempt to terrify or prevent, by threats or otherwise, the people of this State, or any of them, from supporting and maintaining the legal and constitutional authority of the Federal Government or of this State, or endeavor to prevent, or who shall oppose suppression of the existing rebellion against the authority of the Federal Government, every such person, being thereof legally convicted, shall be adjudged guilty of a high crime and misdemeanor, and be punished by fine of not less than one hundred dollars, nor more than five thousand dollars; or confined in the county jail not less than six months, nor more than twelve months; or may be both so fined and imprisoned at the discretion of the jury: *Provided*, That this act shall not be construed as restricting any person in his constitutional right of speaking and writing in reference to the manner of administering the government, State or National, or against the conduct of any officer of either, when done in good faith, with the intent of defending and preserving either of said governments, or of exposing and and correcting the maladministration of either of said governments, or the misconduct of any officer, civil or military, of either of them.

§ 3. That any person who shall fail, if reasonably in his power, to give information to the nearest military authorities, or civil officer, of the presence in, or raid or approach of any guerrilla, or guerrillas, to the vicinity in which he may reside, shall be guilty of a misdemeanor,

and upon conviction thereof, shall be fined not less than one hundred dollars, nor more than one thousand dollars, or confined in the county jail not less than three months, nor more than twelve months, or may be both so fined and imprisoned at the discretion of the jury.

§ 4. That in any trial, as aforesaid, it shall be competent to give in evidence to the jury, the previous character and reputation of the accused as to loyalty, or disloyalty, to the government of the United States.

§ 5. Any attorney at law, in this State, who has taken the oath prescribed by the State canstitution, and who violates any of the provisions of this act, shall, in addition to the foregoing penalties, if legally convicted, be forever thereafter debarred from practicing law within this State. And the violation of any part of this act by an attorney shall authorize proceedings against him by motion, in the circuit court of the county wherein he resides, at the instance of any person or of said court, and if said attorney shall be proven guilty, on the trial of said motion, he shall be debarred from again practicing his profession in any court within this Commonwealth.

§ 6. This act shall be given in special charge to the grand jury, by the circuit judge at each term of the circuit court.

§ 7. This act shall take effect after thirty days from its passage.

And the question being taken on the adoption of the amendment, it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Grover, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Gibson Mallory,
N. R. Black,	Richard H. Field,	Martin P. Marshall,
William S. Botts,	John F. Fisk,	Henry D. McHenry,
B. H. Bristow,	W. W. Gardner,	John A. Prall,
James H. G. Bush,	John K. Goodloe,	George C. Riffe,
W. T. Chiles,	William H. Grainger,	James F. Robinson,
Francis L. Cleveland,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	W. C. Whitaker,
Milton J. Cook,	J. D. Landrum,	George Wright—27.

Those who voted in the negative, were—

Asa P. Grover, Wm. B. Read—2.

Resolved, That the title thereof be amended so as to read:

An act to punish treasonable and disloyal practices.

Mr. Goodloe moved the following resolution, viz:

Resolved, That the committee on Revised Statutes inquire into the expediency and propriety to make provision for allowing Kentucky

soldiers in the field, to vote for Presidential electors, or to vote in any other State election, and report on Wednesday morning at 10 o'clock, A. M. by bill or otherwise.

Which was adopted.

On motion of Mr. Grover, leave of indefinite absence was granted to Mr. Worthington.

Mr. Goodloe moved a reconsideration of the vote by which the Senate disagreed to a bill from the House of Representatives, entitled,

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 26, 1862.

The Senate took up for consideration,

A bill regulating the fees of circuit and county court clerks.

On motion of Mr. Alexander, said bill was recommitted to the committee on Revised Statutes, with instructions to report a bill fixing the fees for services rendered by circuit and county clerks when no fee is allowed by law.

Mr. Grover, from the committee on Education, reported

A bill concerning common schools.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles were severally read the first time, viz:

1. An act for the benefit of Rockcastle county.
2. An act for the benefit of the sheriff of Marshall county.
3. An act appropriating money to repair the locks and dams on Green and Barren rivers, and for other purposes.
4. An act to incorporate the Kentucky petroleum oil, coal and salt company.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st and 2d were ordered to be read a 3d time, the 3d was made the special order of the day for Wednesday next, at 10 o'clock, A. M., and the fourth was referred to the committee on the Judiciary.

The constitutional provision as to the 3d reading of the 1st and 2d of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration resolutions from the House of Representatives of the following titles, viz:

Resolution concerning the Pittsburg, Maysville and Cincinnati railroad company.

Resolution providing for the distribution of the 4th volume of the Kentucky Geological report.

Which were twice read and concurred in.

Also a resolution providing for firing a national salute on the 22d of February.

Which was referred to the committee on Federal Relations.

Also a resolution of thanks to Kentucky Veteran Volunteers.

And the question being taken on concurring in said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. J. J. Landram and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Milton J. Cook,	John J. Landram,
R. T. Baker,	J. R. Duncan,	Gibson Mallory,
N. R. Black,	Richard H. Field,	Henry D. McHenry,
B. H. Bristow,	John F. Fisk,	John A. Prall,
James H. G. Bush,	W. W. Gardner,	George C. Riffe,
W. T. Chiles,	John K. Goodloe,	Jas. F. Robinson,
F. L. Cleveland,	Wm. H. Grainger,	William Sampson,
Harrison Cockrill,	Asa P. Grover,	Ben. Spalding—24.

In the negative—none.

A bill from the House of Representatives entitled,

An act regulating the fees of circuit and county court clerks.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

It was referred to the committee on Revised Statutes.

The Senate took up for consideration

A bill concerning the Lunatic Asylums of this Commonwealth.

On motion, said bill was laid upon the table.

Mr. J. J. Landram moved the following resolution, viz:

Resolved, That so much of the Governor's message as recommends the passage of a law to give to loyal persons who may suffer, in per-

son or property, from invasions or raids, a right of action against any or all persons, who, after the passage of such act, may aid, encourage, or promote the rebellion, either by acts, or words of encouragement, or by approval, or by manifesting an exultant and joyous sympathy upon the success of such raids, be referred to the committee on Revised Statutes, and that said committee be required to report by bill or otherwise.

Which was adopted.

On motion of Mr. Field, leave was given to bring in a bill for the benefit of the executors and sureties of R. F. Samuels, deceased, late clerk of the Bullitt circuit and county courts.

Ordered, That the Finance committee prepare and bring in the same.

And then the Senate adjourned.

TUESDAY, FEBRUARY 9, 1864.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad company.

An act to regulate the management of the Madison Fork of the Wilderness turnpike road.

An act to amend the charter of the Louisville and Nashville railroad.

An act to amend an act to incorporate the Burlington and Florence turnpike road company, approved March 18, 1851, and the amendment thereto, approved March 10, 1856.

An act to amend an act, entitled, an act to incorporate the Flemingsburg and Poplar Plains turnpike road company.

An act for the benefit of the Paris and Townsend turnpike road company.

An act to incorporate the Caseyville, Providence and Madisonville turnpike road company.

An act for the benefit of the Hustonville and Bradfordsville turnpike road company.

That they had passed bills of the following titles, viz:

An act to amend the charter of the Springfield, Maxville and Willisburg turnpike road company.

An act to establish a road law for Boyd county.

An act reviving and amending an act, entitled, an act incorporating the Louisville and Newport branch railroad company.

An act to empower the board of trustees of East Maysville, to levy and collect a tax, in common school district No. 26, in Mason county, for the support of public schools in said district.

An act for the benefit of school district No. 12, in Pendleton county.

An act to continue in force an act, entitled, an act to amend an act, entitled, an act requiring certain officers and teachers in this Commonwealth to take an oath of office, approved February 21, 1863.

An act in relation to the Mt. Sterling male academy.

An act for the benefit of school district No. 1, in Taylor county.

An act for the benefit of school district No. 23, in Letcher county, and district No. 3, in Harlan county.

An act to settle the accounts of Colonels of volunteer regiments and other persons connected with raising volunteer regiments during the present rebellion.

An act for the benefit of certain citizen soldiers of Harrison county.

An act to amend an act to incorporate the Cloverport oil and coal company, approved December 20, 1861.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of the said bills being dispend with, they were referred—

The 1st and 2d to the committee on Internal Improvement; the 3d and 12th to the committee on the Judiciary; the 4th, 5th, 6th, 7th, 8th and 9th to the committee on Education, and the 10th and 11th to the committee on Military Affairs.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act to repeal an act for the benefit of Jacob McClancy, approved March 3, 1863.

An act to amend an act, entitled, an act concerning runaway slaves, approved March 2, 1863.

An act for the benefit of Bracken county in relation to private passways.

Resolution in relation to fixing joint rules for the government of the two Houses.

Resolution for the benefit of Elijah Patrick and John Power.

Also, a message in writing, which lies over one day.

On motion of Mr. Black, leave was given to bring in a bill.

Mr. Sampson moved a reconsideration of the vote by which the Senate disagreed to a bill from the House of Representatives, entitled,

An act act to authorize the jailer of Trimble county to appoint a deputy.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bush, from the committee on Revised Statutes, reported

A bill to change the time of meeting of the General Assembly,

Which was read the first time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the regular session of the General Assembly shall hereafter convene on the last day of December, except when the last day of said month shall occur on Sunday; then it shall commence the next preceding day.

Mr. Wright moved to amend said bill as follows, viz:

Strike out "the last day of December," and insert in lieu thereof "the first Monday in October."

Pending the consideration of which, Mr. McHenry moved to lay the bill and amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bush and McHenry, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Wm. H. Grainger,	H. D. McHenry,
N. R. Black,	Asa P. Grover,	John A. Prall,
Wm. S. Botts,	T. W Hammond,	Wm. B. Read,
B. H. Bristow,	John J. Landram,	Geo. C. Riffe,
Harrison Cockrill,	Gibson Mallory,	Jas. F. Robinson,
J. R. Duncan,	Martin P. Marshall,	Ben. Spalding.—19.
John K. Goodloe,		

Those who voted in the negative, were—

R. T. Baker,	M. J. Cook,	J. D. Landrum,
John B. Bruner,	Richard H. Field,	Wm. Sampson,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker,
W. T. Chiles,	W. W. Gardner,	George Wright—13.
F. L. Cleveland,		

So the said bill was disagreed to.

Mr. Fisk, from the committee on Revised Statutes, reported,

A bill to provide a civil remedy for injuries done by disloyal persons.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof for the use of the General Assembly, and that it be placed in the orders of the day.

Mr. Fisk, from the same committee, reported

A bill to punish those guilty of seduction,

Which was read the first time as follows, viz:

Whereas, There is no criminal statute in Kentucky, either defining or punishing the crime of seduction; and the Court of Appeals have recently decided that the common law does not prescribe any punishment for persons guilty of such a crime—therefore,

§1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any person in the State of Kentucky, shall seduce any white female, over the age of ten years, and shall either take from her, or cause or procure any other person, by the use or application of any means whatever, to take from her her virtue or chastity; or if any person shall, by the use of any means whatever, lead such female from the path of virtue, or cause her to become a prostitute, either to his own lustful passions or to the lustful passions of any other person, he shall be fined not less than $500 nor more than $10,000, or imprisonment in the county jail not less than six months nor more than two years, or both so fined and imprisoned, in the discretion of a jury.

§ 2. That there shall be no crimination under this act, for any alleged seduction of any female whose character for chastity and virtue shall not have been good up to the time of the alleged seduction.

§ 3. All prosecutions under this act shall be commenced within three years from the commission of the offense.

§ 4. This act shall be in force from its passage.

Mr. Mallory moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Wm. B. Read,
Jno. B. Bruner,	W W. Gardner,	J. F. Robinson,
W. T. Chiles,	Asa P. Grover,	William Sampson,
F. L. Cleveland,	Gibson Mallory,	Ben. Spalding
Harrison Cockrill,	Martin P. Marshall,	Geo. Wright—17.
M. J. Cook,	Henry D. McHenry,	

Those who voted in the negative, were—

R. T. Baker,	Richard H. Field,	J. J. Landram,
N. R. Black,	John F. Fisk,	J. D. Landrum,

Wm. S. Botts,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	William H. Grainger,	Geo. C. Riffe,
James H. G. Bush,	T. W. Hammond,	W C. Whitaker—15.

So the said bill was rejected.

Mr. Cleveland, from the committee on Banks, reported

A bill to charter the Planters Bank of Kentucky.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Whitaker moved to amend the second section of said bill, which section reads as follows, viz:

§ 4. Said bank may receive deposits of gold, silver, bank notes and other notes, which may be lawfully circulating as money, and repay the same, in such manner, at such times, and with such interest, not exceeding six per centum per annum, as may be agreed upon with the depositors by special or general contracts; may deal in the loaning of money, exchange, promissory notes, and other evidences of debt, take personal and other securities, for the payment thereof, and dispose of the latter as may be agreed upon, in all respects as natural persons may do under the common law; and the promissory notes made negotiable and payable at its banking house or at any bank, and inland bills, which may be discounted by it, shall be and they are hereby put upon the footing of foreign bills of exchange, for purposes of collection only, and like remedy may be had thereon, jointly and severally, against the drawers and endorsers.

The amendment proposed by Mr. Whitaker reads as follows, viz:

Section 4, line 15, after the words "common law," add the following proviso:

Provided, That no greater rate of interest than six per cent per annum shall be charged by way of interest, discount, exchange or otherwise, in the making sale or purchase of paper, bills, notes or evidences of indebtedness, or on the loan of money; this proviso however shall not extend to foreign bills of exchange.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment, and it was decided in the negative.

Mr. Whitaker then moved further to amend said bill.

The Speaker decided that the previous question was not yet exhausted, the main question being that of ordering the bill to be engrossed and read a third time.

From this decision Mr. Whitaker gave notice that he would appeal,

but at the time neither prepared nor offered it for the consideration of the Senate.

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative, four-fifths not voting therefor.

The yeas and nays being required thereon by Messrs. Whitaker and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	F. L. Cleveland,	T. W. Hammond,
R. T. Baker,	Harrison Cockrill,	John J. Landram,
N. R. Black,	J. R. Duncan,	Gibson Mallory,
William S. Botts,	Richard H Field,	Henry D. McHenry,
B. H. Bristow,	W. W. Gardner,	W. B. Read,
John B Bruner,	John K. Goodloe,	George C. Riffe,
James H. G. Bush,	William H. Grainger,	Wm. Sampson,
W. T. Chiles,	Asa P. Grover,	Ben Spalding—24.

Those who voted in the negative, were—

Milton J. Cook,	Martin P. Marshall,	W. C. Whitaker,
John F. Fi-k,	John A. Prall,	George Wright—8.
J. D. Landrum,	James F. Robinson,	

Ordered, That said bill have its third reading on to-morrow at 10¼ A. M.

Mr. Cleveland, from the committee on Banks, reported

A bill for the benefit of the incorporated banks of this Commonwealth.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be made the special order of the day for to-morrow, at 11 o'clock, A. M.

Mr. Mallory, from the committee on Agriculture and Manufactures, reported,

A bill to incorporate the Agricultural College of Kentucky.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of the bill having been dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be made the special order of the day for Thursday next, at 10½ o'clock A. M.

Mr. Cook, from the committee on Enrollments, reported that the com-

mittee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to amend section 6, article 3, chapter 26, Revised Statutes, title "County Levy."

An act to change the county line between the counties of Harrison and Bracken.

An act to amend section 1, article 12, chapter 28, of the Revised Statutes.

An act for the benefit of Louiza Pitts, of Powell county.

An act to amend an act, entitled, an act requiring trustees, &c., to execute bond in certain cases, approved March 2d, 1860.

An act to amend an act, entitled, an act to amend chapter 83, Revised Statutes, title, "Revenue and Taxation."

An act to incorporate the town of Mannsville, in the county of Taylor.

An act to amend the charter of the city of Cynthiana.

An act to incorporate the Covington street railway company.

An act to incorporate the Newport city fuel company.

An act incorporating the Washington cemetery company, in Mason county.

An act to amend the charter of the Harvey Maguire Lodge, No. 209, of Free and Accepted Masons.

An act to incorporate the Danville and Knob Lick turnpike company.

An act to incorporate the Martin Luther Lodge, No. 3, A. P. A., of Newport.

An act for the benefit of the trustees of the town of Dycusburg.

An act to incorporate the city of Ludlow.

An act to incorporate the board of trustees of the Episcopal Fund of the Protestant Episcopal Church in the Diocese of Kentucky.

An act to amend the charter of the town of Hammondsville, Hart county.

An act to incorporate the town of Westport, in the county of Oldham.

An act to amend the charter of Cave Hill cemetery.

An act to provide for the extension of Green street, and changing the width of a part of Main North street, in the town of Bowling-green.

An act for the benefit of Elias, a free man of color.

An act to incorporate the Spring Station turnpike road company.

An act for the benefit of Nelson Flint, a man of color.

An act to authorise the trustees of the Methodist Episcopal church, in the city of Covington, to convey certain property.

An act to correct a mistake in the passage of an act, entitled, an act to amend chapter 2, of the revised Statutes, title "Concerning Caveats."

An act to amend the 7th section of the act establishing the county of Boyd, approved 16th February, 1860.

An act to prevent judgments by default against soldiers in active service.

An act to amend the law concerning contempts.

And enrolled bills, and resolutions which originated in the Senate, of the following titles, viz:

An act for the benefit of Monroe county.

An act for the benefit of Nicholas county court.

An act to amend the act approved 3d March, 1863, entitled, an act to amend the 5th article of chapter 86, of the Revised Statutes.

An act for the benefit of Nancy Kilgore.

Resolution for the benefit of Mrs. Louisa L. Buster and others.

Resolution in relation to Major General Robert Anderson.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Cleveland, from the committee on Banks, to whom had been referred a bill to incorporate the Falls City Bank at Louisville,

With an amendment as a substitute for said bill,

Pending the consideration of which, the hour arrived for taking up the orders of the day.

The Senate took up for consideration,

A bill to revise and amend the military laws of this Commonwealth.

Ordered, That said bill be made the special order for to-morrow, 7 o'clock, P. M.

Also, a bill to amend section 10, article 6, chapter 83, of the Revised Statutes, entitled, "Revenue and Taxation."

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 10, article 6, chapter 83, of the Revised Statutes, be and the same is hereby amended so that all estate, taxed according to its value, shall be valued for taxation in that currency which the State

receives in payment of its dues, as of the 10th day of January preceding, and the person owning or possessing the same, on that day, shall list it with the assessor, and remain bound for the tax, notwithstanding he may have sold or parted with the same.

§ 2. That it shall be the duty of the Auditor to furnish a printed copy of this act to the assessor of each county immediately on the passage hereof.

§ 3. That this act shall take effect from and after its passage.

M. Riffe moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Botts, were as follows, viz:

R. T. Baker,	John F. Fisk,	Martin P. Marshall,
N. R. Black,	William H. Grainger,	Henry D. McHenry,
John B. Bruner,	Asa P. Grover,	William B. Read,
W. T. Chiles,	T. W. Hammond,	George C. Riffe,
Harrison Cockrill,	John J. Landram,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	George Wright—18.

Those who voted in the negative, were—

Wm. S. Botts,	Richard H. Field,	John A. Prall,
Jas. H. G. Bush,	W. W. Gardner,	Jas. F. Robinson,
F. L. Cleveland,	John K. Goodloe,	Wm Sampson,
M. J. Cook,	J. D. Landrum,	W. C. Whitaker—12.

So the said bill was disagreed to.

Also, a bill concerning military claims.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also, a bill to incorporate the Exchange Bank of Kentucky.

Mr. Whitaker moved to amend said bill.

At 1½ o'clock, P. M., Mr. Goodloe moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mallory and Wright, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Asa P. Grover,	Wm. B. Read,
James H. G. Bush,	T. W. Hammond,	James F. Robinson,

W. Chiles,	John J. Landram,	Ben. Spalding,
Francis L. Cleveland,	J. D. Landrum,	W. C. Whitaker—14.
John K. Goodloe,	John A. Prall,	

Those who voted in the negative, were—

T. T. Alexander,	Milton J. Cook,	Gibson Mallory,
R. T. Baker,	J. R. Duncan,	Martin P. Marshall,
N. R. Black,	R. H. Field,	Henry D McHenry,
B. H. Bristow,	John F. Fisk,	George C. Riffe,
John B. Bruner,	W. W. Gardner,	William Sampson,
Harrison Cockrill,	William H. Grainger,	George Wright—18.

On motion, the Senate took a recess until 7 o'clock, P. M.

The Senate resumed the consideration of

A bill to incorporate the Exchange Bank of Kentucky.

With the amendment proposed by Mr. Whitaker.

Ordered, That said bill be recommitted to the committee on Banks.

Mr. Mallory moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cook, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Gibson Mallory,	Wm. B. Read—5
John K. Goodloe,	H. D. McHenry,	

Those who voted in the negative, were—

T. T. Alexander.	M. J. Cook,	John A. Prall,
William S. Botts,	John F. Fisk,	George C. Riffe,
F. L. Cleveland,	Wm. H. Grainger,	Wm. Sampson,
Harrison Cockrill,	John J. Landram,	George Wright—12.

The Senate took up for consideration the motion make by Mr. Goodloe, a reconsideration of the vote by which the Senate disagreed to a bill from the House of Representatives, entitled,

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 21, 1862.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the committee on the Judiciary.

The Senate also took up for consideration the motion made by Mr. Sampson, a reconsideration of the vote by which the Senate disagreed to a bill from the House of Representatives, entitled,

An act to authorize the jailer of Trimble county to appoint a deputy.

And the question being taken thereon, it was decided in the affirmative.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The Senate took up for consideration

A bill to amend chapter 6, Revised Statutes, title "Bastardy."

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Read moved a recensideration of the vote by which the Senate laid upon the table a bill to punish those guilty of bastardy.

And the question being taken thereon, it was decided in the affirmative.

Mr. Grover, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of the sureties of Thomas C. Edwards, late sheriff of Green county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 10, 1864.

A message was received from the House of Representatives, announcing that they had passed bills and adopted resolutions from the Senate, of the following titles, viz:

An act to amend the charter of the city of Lexington.

An act for the benefit of James H. McCann.

An act concerning common schools.

Resolution in relation to the duties of the Adjutant General of Kentucky.

Resolution in regard to promotions in established regiments and companies.

That they had passed bills and adopted resolutions of the following titles, viz:

An act to establish a claim agency for Kentucky, in the city of Washington.

An act for the benefit of Newton Wood, of Garrard count

An act to amend an act, entitled, an act to incorporate the Louisville association for the improvement of the breed of horses.

An act for the protectioa of sheep in this Commonwealth.

Resolution to provide for and distributing the general laws of the present session.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the adminstrator of Orlean Bishop, deceased.

An act for the benefit of the sureties of John B. Holladay, late sheriff of Nicholas county.

An act for the benefit of W. P. Ross, administrator of John G. Parks, late clerk of the county court of Nicholas.

An act for the benefit of William Tinsley, late sheriff of Knox county.

An act for the benefit of Mary York.

An act for the benefit of J. W. Campbell, late sheriff of Nicholas county.

An act for the benefit of S. M. Weihl, of Boyle county,

An act for the benefit of Solomon C. Saylor, sheriff of Harlan county.

An act for the benefit of E. T. Fish, of Rockcastle county.

An act for the benefit of William Corum, clerk of the Greenup circuit court.

An act for the benefit of John A. Hamilton, of Monroe county.

An act to amend an act, entitled, an act to amend the road law of Campbell county, approved 19th of February, 1849.

An act to authorize the two justices of the peace residing in the Williamstown district, to hold special terms of the Grant county court, in the absence of the county judge from the county.

An act to legalize the proceedings of the Grant county quarterly court, at its March, June, September and December terms for 1863.

An act to amend section 445 of the Civil Code of Practice.

An act for the benefit of Bath county.

An act to suspend for two years in the counties of Harlan, Whitley, Perry, Knox, Pike, Laurel and Letcher, an act approved February 25, 1852, entitled, an act to amend chapter 83, of the Revised Statutes, title Revenue and Taxation."

An act for the benefit of the sheriff of Logan county.

An act for the benefit of John M. Blackerby, late surveyor for Bracken county.

An act for the benefit of the sureties of L. D. Owens, late sheriff of Henry county.

An act to change the place of voting in the Floydsburg precinct, in the county of Oldham.

An act to incorporate the Nicholasville cemetery company.

An act to amend the road law in Bracken county.

On motion, in the absence of the Speaker, Mr. Fisk was unanimously chosen Speaker pro tem., of the Senate.

The Senate resumed the consideration of

A bill to incorporate the Falls City Bank.

With the substitute offered by the committee on Banks.

Mr. Whitaker moved to commit said bill and proposed amendment to the committee on the Judiciary, with the following instructions, "that the committee engraft a provision on the charter, limiting the rates of interest so that the charter may not infringe the usury laws this State."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Whitaker and Bush, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	James F. Robinson,
N. R. Black,	John F. Fisk,	Ben. Spalding,
William S. Botts,	T. W. Hammond,	W. C. Whitaker,
James H. G. Bush,	Martin P. Marshall,	George Wright—14.
W. T. Chiles,	George C. Riffe,	

Those who voted in the negative, were—

B. H. Bristow,	W. W. Gardner,	J. D. Landrum,
John B. Bruner,	John K. Goodloe,	Henry D. McHenry,
Francis L. Cleveland,	William H. Grainger,	John A. Prall,
Harrison Cockrill,	Asa P. Grover,	Wm. B. Read,
J. R. Duncan,	John J. Landram,	William Sampson—16.
Richard H. Field,		

On motion of Mr. Sampson,

Ordered, That said bill and proposed amendments be referred to the committee on the Judiciary, without any instructions.

And the question being taken thereon, it was decided in the affirmative.

The Senate, according to order, took up for consideration,

A bill to charter the Planters Bank of Kentucky.

Mr. Whitaker moved to commit said bill to the committee on the Judiciary.

Mr. Riffe moved the previous question, which was sustained.

The question was then taken on committing said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and McHenry, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	James F. Robinson,
N. R. Black,	John F. Fisk,	William Sampson,
William S. Botts,	T. W. Hammond,	W. C. Whitaker,
James H. G. Bush,	Martin P. Marshall,	George Wright—14.
W. T. Chiles,	John A. Prall,	

Those who voted in the negative, were—

T. T. Alexander,	Richard H. Field,	Gibson Mallory,
B. H. Bristow,	W. W. Gardner,	Henry D. McHenry,
John B. Bruner,	Wm. H. Grainger,	William B. Read,
Francis L. Cleveland,	Asa P. Grover,	Geo. C. Riffe,
Harrison Cockrill,	John J. Landram,	Ben. Spalding—17.
J. R. Duncan,	J. D. Landrum,	

Said bill was read a third time.

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Wm. H. Grainger,	Gibson Mallory,
B. H. Bristow,	Asa P. Grover,	Henry D McHenry,
John B. Bruner,	T. W. Hammond,	John A. Prall,
F. L. Cleveland,	John J. Landram,	Wm. B. Read,
J. R. Duncan,	J. D. Landrum,	Wm. Sampson—16.
R. H. Field,		

Those who voted in the negative, were—

R. T. Baker,	Harrison Cockrill,	G. C. Riffe,
N. R. Black,	Milton J. Cook,	James F. Robinson,
Wm. S. Botts,	John F. Fisk,	Ben. Spalding,
Jas. H. G. Bush,	W. W. Gardner,	W. C. Whitaker,
W. T. Chiles,	Martin P. Marshall,	George Wright—15.

Resolved, That the title thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Breathitt county.

An act to amend an act to charter the Danville, Dix river and Lancaster turnpike company.

An act to amend "an act in regard to imbeciles, their property and estates," approved October 1st, 1861.

An act for the benefit of Rockcastle county.

An act for the benefit of the sheriff of Marshall county for the year 1861.

Resolution of thanks to Kentucky veteran volunteers.

Resolution providing for the distribution of the 4th volume of the Kentucky Geological report.

Resolution concerning the Pittsburg, Maysville and Cincinnati railroad company.

Also, enrolled bills which originated in the Senate of the following titles, viz:

An act to amend the charters of the Louisville and Frankfort, and Lexington and Frankfort railroad companies.

An act to regulate the management of the Madison Fork of the Wilderness turnpike road.

An act to amend the charter of the Louisville and Nashville railroad.

An act to amend an act, entitled, an act to incorporate the Flemingsburg and Poplar Plains turnpike road company.

An act for the benefit of the Paris and Townsend turnpike road company.

An act to incorporate the Caseyville, Providence and Madisonville turnpike road company.

An act for the benefit of the Hustonville and Bradfordsville turnpike road company.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate according to order, took up for consideration a bill from the House of Representatives, entitled,

An act appropriating money to repair the locks and dams on Green and Barren rivers, and for other purposes.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Martin P. Marshall,
R. T. Baker,	Richard H. Field,	Henry D. McHenry,
N. R. Black,	John F. Fisk,	John A. Prall,
William S. Botts,	W. W. Gardner,	Jas. F. Robinson,
B. H. Bristow,	John K. Goodloe,	William Sampson,
James H. G. Bush,	William H. Grainger,	Ben. Spalding,
W. T. Chiles,	J. D. Landrum,	W. C. Whitaker,
Francis L. Cleveland,	Gibson Mallory,	George Wright—25.
Harrison Cockrill,		

Those who voted in the negative, were—

J. B. Bruner,	T. W. Hammond,	Wm. B. Read,
M. J. Cook,	John J. Landram,	George C. Riffe—7.
Asa P. Grover,		

Resolved, That the title thereof be as aforesaid.

The Senate took up for consideration

A bill for the benefit of the incorporated banks of this Commonwealth.

Mr. Grover proposed an amendment to said bill.

Ordered, That said bill, with the proposed amendment, be referred to the committee on Banks, with instructions to report on to-morrow at 10½ o'clock, A. M.

Mr. Whitaker read and laid on the table the following joiut resolution, viz:

The rule of the Senate being dispensed with,

Said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor is hereby authorized to appoint a commissioner to investigate the defalcation of Thos. S. Page, late Auditor of Public Accounts. The commissioner so appointed, shall have access to the books and papers of the Auditor's Office, so far as may be necessary to en-

able him to discharge his duties; he may send for persons and papers; he shall have power to summon and by attachment compel the attendance of witnesses, swear such witnesses, and take and reduce their testimony to writing, which shall be signed by the witnesses. He shall have power to employ a clerk to assist him in the discharge of his duties; he shall report the result of his investigation together with the proof taken to the next meeting of this legislature. The commissioner shall be allowed five dollars per day for the time actually engaged, and his clerk five dollars per day for the time actually engaged. Upon the statement of the Governor, as to the time the commissioner and clerk have been engaged, the Auditor of Public Accounts shall draw his warrant upon the treasury, in favor of each for the sum due.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	Henry D. McHenry,
R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	John K. Goodloe,	Wm. B. Read,
Wm S. Botts,	Wm. H. Grainger,	George C. Riffe,
B. H. Bristow,	Asa P. Grover,	Jas. F. Robinson,
John B. Bruner,	T. W. Hammond,	William Sampson,
James H. G. Bush,	John J. Landram,	Ben. Spalding,
W. T. Chiles,	Gibson Mallory,	W. C. Whitaker,
Harrison Cockrill,	Martin P. Marshall,	George Wright—28.
J. R. Duncan,		

In the negative—

W. W. Gardner—1.

Mr. Alexander moved a suspension of the rules for the purpose of introducing a series of resolutions on federal affairs.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McHenry and Grover, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Gibson Mallory,	James F. Robinson,
Harrison Cockrill,	Henry D. McHenry,	William Sampson,
J. R. Duncan,	William B. Read,	W. C. Whitaker,
W. W. Gardner,	Geo. C. Riffe,	George Wright—13.
Asa P. Grover,		

Those who voted in the negative, were—

R. T. Baker,	John F. Fisk,	John J. Landram,
N. R. Black,	John K. Goodloe,	Martin P. Marshall,
B. H. Bristow,	Wm. H. Grainger,	John A. Prall,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding—12.

On motion of Mr. Cook, leave was given to bring in a bill for the benefit of Wm. Pickett, Sr., of Knox county.

Which was referred to the committee on Finance.

Mr. Grover moved the following resolution, viz:

Resolved, That the committee on Internal Improvement be instructed to inquire into the policy and expediency of proceeding by law, for the leasing out to incorporated companies or private associations, the slack water navigation of the Green, Barren and Kentucky rivers, and that they report by bill or otherwise.

Which was adopted.

Mr. Grover, from the committee on Education, reported the following resolution, viz:

Resolved, That the Public Printer is hereby directed to print five thousand copies of the several acts to-wit: an act entitled, an act to revise, amend, and reduce into one the common school laws of Kentucky, approved January 30, 1864; an act, entitled, an act for the benefit of common schools, approved December 21, 1863, and an act, entitled, an act concerning common schools, approved February, 1864, with marginal or other notes by the Superintendent of Public Instruction, together with all forms needed by the officers of common schools in making their returns, and to put the same up together in pamphlet form and distribute them to the several counties of the State in proportion to the number of districts reporting in 1860.

Which was adopted.

Mr. Grover, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend an act for the benefit of John E. Young, of Bath county.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Grover, from the committee on Finance—

A bill for the benefit of W. E. Hill sheriff of Johnson county, and his sureties.

By Mr. Alexander, from the committee on County Courts—

A bill supplemental to the act incorporating the town of Mannsville, in Taylor county.

By same—

A bill for the benefit of John Word and Washington Valentine, of Knox county.

By Mr. Alexander, from the committee on Finance—

A bill for the benefit of John E. Gowen, late sheriff of Christian county, and his sureties.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Sampson moved the following resolution, viz:

Resolved, That the committee on Finance inquire into the propriety of extending the law authorizing the Governor to remit the damages recovered against defaulting officers, and report by bill or otherwise.

Which was adopted.

And then the Senate adjourned.

THURSDAY, FEBRUARY 11, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, of the following title, viz:

An act authorizing the Secretary of State to furnish the surveyor of Warren county certain public books.

That they had passed bills of the following titles, viz:

An act to supply Monroe county with certain books.

An act to fix the time of holding courts in the 11th judicial district.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. McHenry, from the committee on Circuit Courts—

An act for the benefit of James H. Holladay, late clerk of the circuit court of Nicholas count.

By same—

An act for the benefit of A. M. Brown, late clerk Hardin circuit court.

By same—

An act to fix the time of holding court in the 5th judicial district.

By Mr. Whitaker, from the same committee—

An act for the benefit of the estate of John Crawford, late clerk of the Pulaski circuit court.

By same—

An act for the benefit of Milton Hamilton, late clerk of the Boone county and circuit courts.

By same—

An act for the benefit of the securities of John B. Starr, late clerk of the Washington circuit court.

By Mr. Mallory, from the committee on Agriculture and Manufactures—

An act to incorporate the petroleum mining, manufacturing, and navigating company.

An act for the benefit of the owners of mills at lock and dam No. 2, on Green river.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cook, from a select committee—

A bill for the benefit of F. P. Cardwell, of Breathitt county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of the bill having been dispensed with,

Ordered, That said bill be referred to the committee on Finance.

By Mr. Mallory, from the committee on Agriculture and Manufactures—

A bill to amend the charter of the Shelbyville and Louisville turnpike company.

By same—

A bill to amend the charter of the Owenton and Ross Mill turnpike road company.

Which were read the first time, and ordered to be read a second time.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

By Mr. Mallory, from the same committee—

A bill for the benefit of the State Agricultural Society.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of five thousand dollars be and is hereby appropriated, annually, for two years, out of any money not otherwise appropriated in the State treasury, and to be paid as provided in the original act: *Provided*, That this appropriation shall be applied and expended by said society in premiums as follows: On stock, fifteen hundred dollars; on tobacco, one thousand dollars; on cereals, five hundred dollars; on mechanical implements, five hundred dollars; on domestic manufactures, three hundred dollars; on ores and manufactured iron, two hundred dollars; on horticulture, one hundred dollars; on family products, &c., two hundred dollars; on sundries, five hundred dollars; on agricultural literature, two hundred dollars, making in all five thousand dollars.

§ 2. This act to be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Gibson Mallory,
R. T. Baker,	Richard H. Field,	Martin P. Marshall,
N. R. Black,	John F. Fisk,	Henry D. McHenry,
William S. Botts,	W. W. Gardner,	Wm. B. Read,
B. H. Bristow,	John K. Goodloe,	George C. Riffe,
J. B Bruner,	William H. Grainger,	Jas. F. Robinson,
James H. G. Bush,	Asa P. Grover,	William Sampson,
W. T. Chiles,	T. W. Hammond,	Ben. Spalding,
Francis L. Cleveland,	John J. Landram,	W. C. Whitaker—29.
Harrison Cockrill,	J. D. Landrum,	

Those who voted in the negative, were—

M. J. Cook, George Wright—2.

Resolved, That the title thereof be as aforesaid.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act to amend the act approved 3d March, 1863, entitled, an act to amend the 5th article of chapter 86, of the Revised Statutes.

An act for the benefit of Nicholas county.

An act for the benefit of Nancy Kilgore.

An act for the benefit of Monroe county.

An act for the benefit of the Paris and Townsend turnpike road company.

An act for the benefit of the Hustonville and Bradfordsville turnpike road company.

An act to amend the charter of the Louisville and Nashville railroad.

An act to amend the charters of the Louisville and Frankfort, and Lexington and Frankfort railroad companies.

An act to regulate the management of the Madison Fork of the Wilderness turnpike road.

An act to incorporate the Caseyville, Providence and Madisonville turnpike road company.

An act to amend an act, entitled, an act to incorporate the Flemingsburg and Poplar Plains turnpike road company.

Resolution in relation to Major General Robert Anderson.

Resolution for the benefit of Mrs. Louisa L. Buster and others.

Messrs. Fisk and Bruner were, by the Speaker, appointed a committee to act in conjunction with a similar committee appointed by the House of Representatives, for the purpose of revising and amending the joint rules governing the two Houses.

Mr. Cleveland, from the committee on Banks, in pursuance of instructions, reported

A bill for the benefit of the incorporated banks of this Commonwealth,

(Which to them had been referred,) with amendments to said bill,

Which were concurred in.

The bill, as amended, reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall and may be lawful for any bank incorporated by the laws of this Commonwealth to go into liquidation whenever a majority, in

interest, of the stockholders of such bank, at an annual or called meeting, shall resolve to avail themselves of the authority hereby granted: *Provided*, That due notice of the time, place, and object of such meeting shall first be given by public advertisement for at least one month, in one or more newspapers published within the limits of this Commonwealth. Upon the adoption of such resolution, a copy of the same, certified by the president and cashier of the bank, shall be filed with the Governor, who shall thereupon issue his proclamation, authorizing said bank to go into liquidation, and shall cause said proclamation to be published, at the expense of the bank, in one newspaper published in each of the cities of Frankfort and Louisville, and in one newspaper (if such there be,) published in the town or city where the principal bank is situated. In liquidating the affairs of the bank the directors shall be authorized, from time to time, to make dividends of the capital stock among the stockholders, but in making such dividend they shall reserve on hand a sufficient amount of assets, at par value, to pay all the existing liabilities of the bank to note holders and depositors, and twenty-five per cent. additional upon the amount of such liabilities, until the whole circulation and deposit shall have been fully paid, or barred by lapse of time, or other valid defenses, when the entire remaining capital of the Bank shall be divided among the stockholders.

§ 2. Any incorporated Bank of this Commonwealth may purchase its capital stock at its market value, to an extent not exceeding one-half of its capital; and the stock, so purchased, may be canceled and deducted from its capital; and any such bank may also reduce to one-half the number of its branches now required by law: *Provided*, That the General Assembly shall have the power, at any time after the expiration of the present civil war, to require any Bank which may so reduce its capital, or the number of its branches, to restore their capital and branches to the amount and number now required by law.

§ 3. The incorporated Banks of this Commonwealth are hereby authorized to charge and receive the same rate of interest and discount upon loans, that the National Banks are or may hereafter be authorized to charge, at any point within the limits of the State of Kentucky, anything in the charters of said Banks or the laws of this Commonwealth to the contrary notwithstanding.

§ 4. The incorporated banks of issue of this Commonwealth are hereby authorized to deduct from the amount of circulation appearing from their books to be outstanding, the estimated amount of notes lost or destroyed, but the amount of such reduction shall not exceed one-sixth of one per cent. per annum on the average annual circulation of any bank; nor shall the amount so deducted be carried to the account of profits, or form any part of the basis of dividends, but shall be carried to the fund to cover losses, and there remain until the bank is wound up.

§ 5. That the Banks of issue in the process of their reduction of capital or liquidation, may deal in the bonds or securities of the United States, as also the bonds of the State of Kentucky, or any corporation in the State of Kentucky.

§ 6. The President and Cashier of such of the banks of issue as may

go into liquidation or undertake to reduce their capital, shall make the same public by advertisement in two newspapers published in Louisville, for the space of one month prior to their commencement of liquidation or reduction, and report their action semi-annually to the Secretary of State.

§ 7. The General Assembly reserves the right to modify or repeal this act.

Mr. Fisk moved to amend the 7th section of said bill by adding the following:

And to alter or amend the charter of the banks herein mentioned as to rates and manner of taxation.

And the question being taken thereon, it was decided in the affirmative.

Mr. Grover moved to amend said bill by striking out the third section.

And the question being taken thereon, it was decided in the negative.

Mr. Fisk moved to amend the third section of the bill by adding thereto the following proviso:

Provided, That the rate of interest and discount allowed by this act shall not exceed ten per cent. per annum.

Mr. Wright moved the previous question, which was sustained.

The question was then taken on the adoption of the amendment proposed by Mr. Fisk, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Fisk and Grover, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	John J. Landram,
N. R. Black,	John F. Fisk,	J. D. Landrum,
W. T. Chiles,	Asa P. Grover,	George Wright—10.
Harrison Cockrill,		

Those who voted in the negative, were—

T. T. Alexander,	W. W. Gardner,	John A. Prall,
William S. Botts,	John K. Goodloe,	Wm. B. Read,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	James F. Robinson,
Francis L. Cleveland,	Gibson Mallory,	William Sampson,
J. R. Duncan,	Martin P. Marshall,	Ben. Spalding,
Richard H. Field,	Henry D. McHenry,	W. C. Whitaker—21.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Goodloe, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Martin P. Marshall,
R. T. Baker,	J. R. Duncan,	Henry D. McHenry,
N. R. Black,	Richard H. Field,	John A. Prall,
Wm. S. Botts,	W W. Gardner,	Wm. B. Read,
B. H. Bristow,	John K. Goodloe,	Geo. C. Riffe,
Jno. B. Bruner,	William H. Grainger,	J. F. Robinson,
James H. G. Bush,	T. W. Hammond,	William Sampson,
W. T. Chiles,	J. J. Landram,	Ben. Spalding
F. L. Cleveland,	J. D. Landrum,	W C. Whitaker—29.
Harrison Cockrill,	Gibson Mallory,	

Those who voted in the negative, were—

John F. Fisk,	Asa P. Grover,	Geo. Wright—3.

Resolved, That the title thereof be as aforesaid.

The Senate took up for consideration

A bill authorizing the late Auditor of Kentucky to complete the unfinished business of his office.

Which was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Grant Green, late Auditor of the State of Kentucky, have further time to complete the unfinished business of the Auditor's office to the 1st day of January, 1864, and make up and have published his annual report for the fiscal year ending the 10th day of October, 1863.

§ 2. There is hereby appropriated to the said Grant Green, late Auditor, out of any money not otherwise appropriated, the sum of six hundred dollars, to enable him to employ clerks, and pay for his own services, in completing said work—the same to be drawn upon the warrant of the Auditor upon the completion of the work.

§ 3. This act to be in force from the date of its approval.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	J. R. Duncan,	Martin P. Marshall,
R. T. Baker,	Richard H Field,	Henry D. McHenry,
William S. Botts,	John F. Fisk,	John A. Prall,
B. H. Bristow,	W. W. Gardner,	W. B. Read,
John B Bruner,	John K. Goodloe,	James F. Robinson,
James H. G. Bush,	William H. Grainger,	Wm. Sampson,
W. T. Chiles,	Asa P. Grover,	Ben Spalding,
F. L. Cleveland,	T. W. Hammond,	W. C. Whitaker,

Harrison Cockrill,	John J. Landram,	George Wright—29.
Milton J. Cook,	Gibson Mallory,	

In the negative—N. R. Black.

Resolved, That the title thereof be as aforesaid.

The Senate also took up for consideration

A resolution from the House of Representatives authorizing a settlement with Grant Green, late Auditor.

Said resolution was amended appointing one instead of two commissioners.

The question was then taken on concurring in said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Milton J. Cook,	Henry D McHenry,
R. T. Baker,	J. R. Duncan,	John A. Prall,
N. R. Black,	R. H. Field,	Wm. B. Read,
Wm. S. Botts,	John F. Fisk,	G. C. Riffe,
B. H. Bristow,	W. W. Gardner,	James F. Robinson,
John B. Bruner,	John K. Goodloe,	Wm. Sampson,
Jas. H. G. Bush,	Asa P. Grover,	Ben. Spalding,
W. T. Chiles,	T. W. Hammond,	W. C. Whitaker,
F. L. Cleveland,	John J. Landram,	George Wright—29.
Harrison Cockrill,	Martin P. Marshall,	

In the negative—none.

The Senate took up for consideration

A bill to provide a civil remedy for injuries done by disloyal persons,

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any guerilla or guerillas, or any soldier or body of soldiers, or armed band, belonging to, engaged for, acting in the interest, or professing to act in the interest of the so-called Confederate States, or either of them, or the so called Provisional Government of this State, shall injure or destroy any property of any person, county, city, corporate body, association or congregation in this State; or shall arrest, kidnap, imprison, injure, maltreat, wound, or kill any person, the person so arrested, kipnapped, imprisoned, injured, maltreated, or wounded, and the personal representative or heir of the person so killed, and such county, city, corporate body, association, or congregation shall be entitled to recover in law from the person or persons, some, any, or all who did the act, and their aiders, advisers or abettors, double damages for the injuries inflicted; and any or all persons in this State, who counsel, aid, encourage, harbor, advise or abet such wrong-doers, or who by speech, act, argument, or conduct give aid, comfort, influence, countenance, strength, or approbation to said or

such acts, or support, directly or indirectly, to the cause of the so-called Confederate States, or the Provisional Government of Kentucky, shall be held jointly and equally wrong-doers, and liable with those who did any of the acts aforesaid, and may be sued jointly or severally, with or without them, or some, any or all may be sued, until double the sum of the damages received may have been recovered by the party or parties agrieved.

§ 2. In any action under this act, the previous conduct and character, for loyalty or disloyalty, of the defendants and the wrong-doer, may be given in evidence to the court or jury.

Mr. Reed moved to amend said bill by striking out the second section.

Ordered, That the further consideration of said bill and proposed amendment be postponed until to-morrow at 12 o'clock, M.

At half past 1 o'clock, P. M., Mr. Goodloe moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cook, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	Martin P. Marshall,
R. T. Baker,	Richard H. Field,	H. D. McHenry,
N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	John K. Goodloe,	Wm. B. Read,
B. H. Bristow,	Wm. H. Grainger,	Geo. C. Riffe,
John B. Bruner,	T. W. Hammond,	Wm. Sampson,
James H. G. Bush,	John J. Landram,	Ben. Spalding,
W. T. Chiles,	Gibson Mallory,	W. C. Whitaker—25.
F. L. Cleveland,		

Those who voted in the negative, were—

M. J. Cook,	W. W. Gardner,	George Wright—5.
J. R. Duncan,	Asa P. Grover,	

So the Senate adjourned to meet again at 7 o'clock, P. M., in pursuance of a previous order.

Mr. Riffe, from the committee on Religion, to whom had been referred bills from the House of Representatives of the following titles, viz:

An act to repeal an act, entitled, an act to amend an act, entitled, an act to incorporate Bethel Academy.

An act to incorporate the Fisherville male and female Institute.

An act to incorporate the Trigg county female seminary.

An act to charter the Estill seminary, in the town of Irvine, Ky.

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Sampson moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Grover, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	James H. G. Bush,	T. W. Hammond,
R. T. Baker,	John F. Fisk,	Wm. B. Read,
William S. Botts,	William H. Grainger,	William Sampson,
B. H. Bristow,	Asa P. Grover,	W. C. Whitaker—12.

Those who voted in the negative, were—

Milton J. Cook,	J. D. Landrum,	George C. Riffe,
R. H. Field,	John A. Prall,	George Wright—7.
John J. Landram,		

FRIDAY, FEBRUARY 12, 1864.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled,

An act to provide funds for paying troops raised for defense of the State.

That they had received official information from the Governor, that he had approved and signed enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the city of Ludlow.

An act to incorporate the Newport city fuel company.

An act to amend the charter of the Harvey Maguire Lodge, No. 209, of Free and Accepted Masons.

An act to incorporate the board of trustees of the Episcopal Fund of the Protestant Episcopal Church in the Diocese of Kentucky.

An act to incorporate the town of Mannsville, in the county of Taylor.

An act to prevent judgments by default against soldiers in active service.

An act to change the county line between the counties of Harrison and Bracken.

An act to amend section 1, article 12, chapter 28, of the Revised Statutes.

An act to amend an act, entitled, an act requiring trustees, &c., to execute bond in certain cases, approved March 2d, 1860.

An act to incorporate the Martin Luther Lodge, No. 3, A. P. A., of Newport.

An act to amend the charter of the city of Cynthiana.

An act for the benefit of Louiza Pitts, of Powell county.

An act for the benefit of Nelson Flint, a man of color.

An act to amend the law concerning contempts.

An act to amend the charter of the town of Hammondsville, Hart county.

An act to correct a mistake in the passage of an act, entitled, an act to amend chapter 2, of the revised Statutes, title "Concerning Caveats."

An act to amend the 7th section of the act establishing the county of Boyd, approved 16th February, 1860.

An act to amend an act, entitled, an act to amend chapter 83, Revised Statutes, title, "Revenue and Taxation."

An act to provide for the extension of Green street, and changing the width of a part of Main North street, in the town of Bowling-green.

An act for the benefit of the trustees of the town of Dycusburg.

An act for the benefit of Elias, a free man of color.

An act incorporating the Washington cemetery company, in Mason county.

An act to amend the charter of Cave Hill cemetery.

An act to incorporate the Danville and Knob Lick turnpike company.

An act to incorporate the Spring Station turnpike road company.

An act to incorporate the town of Westport, in the county of Oldham.

An act to incorporate the Covington street railway company.

An act to amend section 6, article 3, chapter 26, Revised Statutes, title "County Levy."

An act to amend an act to charter the Danville, Dix river and Lancaster turnpike company.

An act for the benefit of Rockcastle county.

An act for the benefit of the sheriff of Marshall county for the year 1861.

An act for the benefit of Breathitt county.

An act to amend "an act in regard to imbeciles, their property and estates," approved October 1st, 1861.

Resolution concerning the Pittsburg, Maysville and Cincinnati railroad company.

Resolution providing for the distribution of the 4th volume of the Kentucky Geological report.

Resolution of thanks to Kentucky veteran volunteers.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Alexander, from the committee on County Courts—

An act concerning the jails of this Commonwealth.

By same—

An act to increase the jurisdiction of the courts, circuit and county, of Harlan county.

By same—

An act to increase the jurisdiction of the quarterly court and courts of justices of the peace, in Whitley county.

By same—

An act to create a board of commissioners of the sinking fund of of Pendleton county.

By same—

An act for the benefit of R. C. Hudson, late sheriff of Oldham county.

By Mr. Cockrill, from same committee—

An act conferring additional power on the judge of the Estill county court.

By same—

An act for the benefit of A. W. Quinn.

By same—

An act for the benefit of R. R. Bolling.

By same—

An act for the benefit of Isham G. Hamilton, late clerk of the Boone county court.

By Mr. J. J. Landram, from same committee—

An act to change the line between the counties of Russell and Casey.

By same—

An act to authorize the jailers of Hickman and Fulton counties to appoint deputies.

By same—

An act to increase the jurisdiction of the county judge and justices of the peace of Knox county.

By Mr. Bruner, from the committee on Education—

An act to empower the board of trustees of East Maysville, to levy and collect a tax, in common school district No. 26, in Mason county, for the support of public schools in said district.

By same—

An act to continue in force an act, entitled, an act to amend an act, entitled, an act requiring certain officers and teachers in this Commonwealth to take an oath of office, approved February 21, 1863.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the committee on Circuit Courts, to whom had been referred a bill from the House of Representatives, entitled,

An act to establish a court of common pleas for the county of Jefferson.

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Also, bills from the House of Representatives of the following titles:

An act regulating the jurisdiction of the Jefferson circuit court in misdemeanor cases.

An act to provide for a change in the time of holding the Jefferson circuit court.

Ordered, That the Public Printer print one hundred and fifty copies of said bills, and that they be placed in the orders of the day.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Alexander, from the committee on County Courts—

A bill for the benefit of William Vaun and J. J. Wood, of Clinton county.

By same—

A bill in relation to compiling and indexing the laws of a general nature.

By Mr. J. J. Landram, from same committee—

A bill to change the time of holding the quarterly courts in Webster county.

By same—

A bill for the benefit of Noah N. Johnson, late sheriff of Webster county.

By Mr. Bruner, from the committee on Education—

A bill ratifying the appointment of John Ellis school commissioner of Kenton county, and presiding for the election of his successor, and for legalizing the acts of said Ellis.

By same—

A bill to amend an act, entitled, an act concerning Mayfield seminary and Graves college.

Which were read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Alexander, from the committee on County Courts, to whom had been referred a bill, entitled,

An act for the benefit of the sheriffs of this Commonwealth,

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bruner, from the committee on Education, asked to be discharged from the further consideration of a leave to them referred to bring in

A bill for the benefit of school district, No. 16, in Adair county.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Alexander and Bush, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	William H. Grainger,	Jas. F. Robinson,
Jas. H. G. Bush,	J. D. Landrum,	Ben. Spalding,
W. T. Chiles,	Gibson Mallory,	W. C. Whitaker,

Richard H. Field,	Martin P. Marshall,	George Wright—14.
John K. Goodloe,	George C. Riffe.	

Those who voted in the negative, were—

T. T. Alexander,	Harrison Cockrill,	T. W. Hammond,
R. T. Baker,	M. J. Cook,	John J. Landram,
N. R. Black,	J. R. Duncan,	Henry D. McHenry,
Wm. S. Bo ts,	John F. Fisk,	William B. Read,
B. H. Bristow,	W. W. Gardner,	Wm. Sampson—16.
F. L. Cleveland,		

Mr. Fisk presented the petition of R. Simmons, in relation to bringing a free negro into State, which was referred to Judiciary committee.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the sureties of Thomas C. Edwards, late sheriff of Green county.

An act to authorize the jailer of Trimble county to appoint a deputy.

An act to amend an act for the benefit of John E. Young, of Bath county.

An act appropriating money to repair the locks and dams on Green and Barren rivers, and for other purposes.

And enrolled bills, and resolutions which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the Burlington and Florence turnpike road company, approved March 18, 1851, and the amendment thereto, approved March 10, 1856.

An act authorizing the Secretary of State to furnish the surveyor of Warren county certain public books.

An act for the benefit of James H. McCann.

An act concerning common schools.

Resolution in regard to promotions in established regiments and companies.

Resolution in relation to the Adjutant General of the State of Kentucky.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate took up for consideration

A bill to provide a civil remedy for injuries done by disloyal persons.

After some discussion had thereon,

The Senate adjourned.

SATURDAY, FEBRUARY 13, 1864.

A message was received from the House of Representatives announcing that they had concurred in the amendment proposed by the Senate, to the amendment proposed by the House of Representatives, to a bill from the Senate, entitled,

An act in relation to the office of Attorney General.

That they had concurred in the resolution from the Senate, entitled,

Resolution in relation to the defalcation of Thos. S. Page, late Auditor.

That they had passed a bill from the Senate, entitled,

An act to establish the 15th judicial district,

With an amendment to said bill.

That they had concurred in a resolution from the Senate, entitled,

Resolution in relation to an adjournment of the General Assembly,

With an amendment.

That they had passed bills of the following titles, viz:

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

An act to amend an act, entitled, an act to charter the city of Louisville.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of James H. Holladay, late clerk of the circuit court of Nicholas county.

An act for the benefit of Milton Hamilton, late clerk of the Boone county and circuit courts.

An act for the benefit of the owners of mills at lock and dam No. 2, on Green river.

An act to repeal an act, entitled, an act to amend an act, entitled, an act to incorporate Bethel Academy.

An act to incorporate the Fisherville male and female Institute.

An act to incorporate the Trigg county female seminary.

An act to incorporate the petroleum mining, manufacturing, and navigating company.

An act to charter the Estill seminary, in the town of Irvine, Ky.

An act to fix the time of holding court in the 5th judicial district.

An act for the benefit of the estate of John Crawford, late clerk of the Pulaski circuit court.

An act for the benefit of the securities of John B. Starr, late clerk of the Washington circuit court.

An act for the benefit of A. M. Brown, late clerk Hardin circuit court.

Also enrolled bills which originated in the Senate, of the following titles, viz:

An act to establish the 15th judicial district.

An act in relation to the office of Attorney General.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Bills from the House of Representatives, o the following titles were severally read the first time, viz:

1. An act to establish a claim agency for Kentucky, in the city of Washington.

2. An act for the benefit of Newton Wood, of Garrard county.

3. An act to amend an act, entitled, an act to incorporate the Louisville association for the improvement of the breed of horses.

4. An act for the protection of sheep in this Commonwealth.

5. An act to supply Monroe county with certain books.

6. An act to fix the time of holding courts in the 11th judicial district.

7. An act to provide funds for paying troops raised for defense of the State.

8. An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

9. An act to amend an act, entitled, an act to charter the city of Louisville.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th and 7th to the committee on Finance; the 2d to the committee on the Judiciary; the 3d and 4th to the committee on Agriculture and Manufactures; the 6th and 8th to the committee on Circuit Courts, and the 9th to a select committee consisting of Messrs. Grainger and Mallory.

The Senate took up for consideration

A resolution from the House of Representatives, entitled,

Resolution to provide for printing and distributing the general laws of the present session.

Which was referred to the committee on Finance.

The Senate also took up for consideration

A message from the Governor, which reads as follows viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *February 9th*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons as notaries public for the counties named, viz:

W. B. Read, of Larue county; D. B. Cassidy, of Crittenden county; Azro Dyer, of McLean county.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointments.

A message was received from the House of Representatives, announcing that they had appointed a committee on their part, to act in conjunction with a similar committee on the part of the Senate, whose duty it shall be to take into consideration the propriety of amending the joint rules of the two Houses.

The Senate also took up for consideration the amendments proposed by the House of Representatives, to a bill from the Senate, entitled,

An act to establish the 15th judicial district.

Which amendments were concurred in.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Field, from the committee on the Codes of Practice—

An act to amend chapter 4, of the Code of Practice in criminal cases, allowing attachments in certain cases.

By Mr. Botts, from the committee on Finance—

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

By same—

An act for the benefit of Stephen J. England, late sheriff of Carter county.

By same—

An act for the benefit of the sheriff of Calloway county.

By same—

An act for the benefit of Robert Young, of Nicholas county.

By same—

An act for the benefit of W. B. Ely, sheriff of Marshall county.

By same—

An act for the benefit of James W. Johnson, sheriff of Rowan county.

By same—

An act for the benefit of C. L. Raison, executor of William Williams, deceased.

By same—

An act for the benefit of Omer Wilson, late sheriff of Bath county.

By same—

An act for the benefit of W. B. Simmons, late sheriff of Meade county.

By same—

An act for the benefit of Geo. W. Baker, late sheriff of Jackson county.

By same—

An act for the benefit of J. W. Sallee, late sheriff of Pulaski county.

By same—

An act for the benefit of Ben. F. Shepherd, sheriff of Carter county.

By same—

An act for the benefit of H. M. Ford, late sheriff of Pike county.

By same—

An act for the benefit of William Mullins, late sheriff of Wayne county.

By same—

An act for the benefit of Henry Haynes, sheriff of Grayson county.

By same—

An act for the benefit of John H. Eastham, sheriff of Boyd county.

With amendments to the six last named bills.

Which were concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the same committee, to whom was referred bills from the House of Representatives of the following titles, viz :

An act for the benefit of W. D. Black, late sheriff of Pulaski county.

An act for the benefit of Isaac Gastineau, late sheriff of Pulaski county.

Reported the same with amendments.

Ordered, That said bills be placed in the orders of the day.

The following bills were reported from the several committees directed to prepare and bring in the same, viz :

By Mr. Cleveland, from a select committee—

A bill to repeal certain acts in relation to public printing and public binding, passed in 1861 and 1862.

By Mr. Field, from the committee on the Codes of Practice—

A bill to enlarge the Shepherdsville voting district, in Bullitt county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was referred to the committee on Revised Statutes, and the 2d was ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act providing for the investment of certain funds belonging to the State with a view of increasing the resources of the sinking fund.

Reported the same with an amendment.

Pending the consideration of which the hour arrived for taking up the special order of the day.

The Senate resumed the consideration of
A bill to provide a civil remedy for injuries done by disloyal persons
With the pending amendment.
After some discussion had thereon,
The Senate adjourned.

MONDAY, FEBRUARY 15, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following title, viz:

An act for the benefit of Wm. Bailey, assessor of Magoffin county.

An act to amend section 4 of an act to provide for establishing county courts in Newport.

An act for the benefit of Robert Boyd, late clerk of the Whitley circuit court.

An act for the benefit of John W. Turner, late clerk of Bath circuit court.

An act to authorize the sale of poor-house lands in Monroe county.

An act for the benefit of C. P. Gray, late clerk of the Clinton county and circuit courts

An act for the benefit of the jailer of Jefferson county.

An act incorporating the Louisville city railway company.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to change the line between the counties of Letcher and Harlan.

2. An act for the benefit of Elias P. Davis, clerk of the Carter circuit and county courts.

3. An act to authorize the Kenton circuit court to increase surveyors fees in certain cases.

4. An act to regulate the compensation of Commonwealth's attorneys *pro tem.*

5. An act to amend the 6th section of an act passed the 19th December, 1861, entitled, an act to amend the law in relation to runaway slaves.

6. An act to amend an act, entitled, an act concerning runaway slaves, approved 3d of March, 1863.

7. An act to incorporate the North Louisville company for the development of quarries, water power, &c., at Louisville.

8. An act to change the time of holding the Trimble circuit court.

9. An act for the benefit of the county court of Christian county.

10. An act to authorize Boyd county to create a bridge fund.

11. An act to authorize the Secretary of State to furnish certain books to the circuit and county court clerks of Montgomery county.

12. An act to furnish certain books to Marion county.

13. An act to change the time of holding the quarterly court of Washington county.

14. An act to change the place of voting in district No. 3, in Lewis county.

15. An act to change the time of levying the railroad tax for the Louisville and Nashville railroad by the Simpson county court.

16. An act for the benefit of the county court of Hickman county.

17. An act for the benefit of Reuben Payne, late sheriff of Russell county.

18. An act for the benefit of McCracken county.

19. An act for the benefit of Hester A. Browning.

20. An act for the benefit of the county court of the county of Hopkins.

21. An act authorizing the county court of Butler county to order elections in certain cases.

22. An act for the benefit of Boone county.

23. An act to authorize county court clerks to have rebound the books of record in their offices which may require it.

24. An act for the benefit of A. Tinsley, clerk of the Knox county court.

25. An act to amend the charter of Mt. Sterling.

26. An act to suspend the running of the statute of limitations in certain counties of this Commonwealth.

27. An act to fix the time of holding circuit courts in the 10th judicial district.

Resolution appointing delegates to attend a convention in Louisville to take into consideration the improvement of the Ohio river.

Resolution of thanks to Col. Charles S. Hanson.

Resolution for the sale of property in the Penitentiary.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the sureties of Thos. C. Edwards, late sheriff of Green county.

An act to authorize the jailer of Trimble county to appoint a deputy.

An act to amend an act for the benefit of John E. Young, of Bath county.

An act appropriating money to repair the locks and dams on Green and Barren rivers, and for other purposes.

Mr. Wright, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to authorize the jailers of Hickman and Fulton counties to appoint deputies.

An act to amend chapter 4, of the Code of Practice in Criminal Cases allowing attachments in certain cases.

An act to change the line between the counties of Russell and Casey.

An act for the benefit of W. B. Ely, sheriff of Marshall county.

An act for the benefit of Robert Young, of Nicholas county.

An act for the benefit of Isham G. Hamilton, late clerk of the Boone county court.

An act for the benefit of George W. Baker, late sheriff of Jackson county.

An act for the benefit of Omer Wilson, late sheriff of Bath county.

An act conferring additional power on the judge of the Estill county court.

An act for the benefit of A. W. Quinn.

An act for the benefit of R. R. Bolling.

An act to create a board of commissioners of the sinking fund of of Pendleton county.

An act to increase the jurisdiction of the quarterly court and courts of justices of the peace, in Whitley county.

An act to increase the jurisdiction of the courts, circuit and county, of Harlan county.

An act concerning the jails of this Commonwealth.

An act for the benefit of R. C. Hudson, late sheriff of Oldham county.

An act for the benefit of W. B. Simmons, sheriff of Meade county.

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

An act to increase the jurisdiction of the county judge and justices of the peace of Knox county.

An act for the benefit of John H. Eastham, sheriff of Boyd county.

An act for the benefit of Stephen J. England, late sheriff of Carter county.

An act for the benefit of the sheriff of Calloway county.

An act for the benefit of James W. Johnson, sheriff of Rowan county.

An act for the benefit of C. L. Raison, executor of William Williams, deceased.

An act to empower the board of trustees of East Maysville, to levy and collect a tax, in common school district No. 26, in Mason county, for the support of public schools in said district.

An act to continue in force an act, entitled, an act to amend an act, entitled, an act requiring certain officers and teachers in this Commonwealth to take an oath of office, approved February 21, 1863.

Also, enrolled bills and a resolution which originated in the Senate of the following titles, viz:

An act for the benefit of Wm. Bailey, assessor of Magoffin county.

An act to amend section 4th of an act to provide for establishing county courts in Newport.

An act for the benefit of Robert Boyd, late clerk of the Whitley circuit court.

An act for the benefit of John W. Turner, late clerk of the Bath circuit court.

An act to authorize the sale of poor-house lands in Monroe county.

An act for the benefit of C. P. Gray, late clerk of the Clinton county and circuit courts.

An act to incorporate the Louisville city railway company.

An act for the benefit of the jailer of Jefferson county.

Resolution in relation to the defalcation of Thomas S. Page, late Auditor.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Mr. Cook moved the following resolution, viz:

Resolved, That the committee on Military Affairs inquire into the expediency and propriety of passing an act to pay a State bounty, in addition to the United States bounty, to all who may volunteer or reenlist in the Federal service in Kentucky; and report by bill or otherwise.

Which was adopted.

Mr. Prall moved the following resolution, viz:

Resolved, That the committee on the Judiciary, to which was referred the subject of providing for the right of the Kentucky soldiers in the Federal army to vote at the next Presidential election, be requested to report thereon by bill or otherwise to-morrow morning at 10½ o'clock.

Which was adopted.

The Senate resumed the consideration of the unfinished report of yesterday, from the committee on Finance,

A bill providing for the investment of certain funds belonging to the State, with a view of increasing the resources of the Sinking Fund.

With the amendments pending.

The amendments proposed by the committee were adopted.

The bill, as amended, reads as follows, viz:

Whereas, a large sum in gold will shortly be realized to the Commonwealth, from the stock it owns in the Southern Bank of Kentucky, the profits on which stock formed a large part of the resources of the Sinking Fund, and to prevent the diminishing of that fund,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Commissioners of the Sinking Fund may, as soon as the same, or any part thereof shall be realized, proceed to sell said coin, on the best terms to be had in the money market, for United States currency, and then to pay the Banks of this State any portion of the military loan due said Banks by the State, and to invest the balance in Kentucky State bonds, the bonds of the United States, known as "5-20 bonds," or other Government securities; and that the interest on these bonds, when paid, shall become a part of the Sinking Fund of this Commonwealth.

§ 2. This act shall take effect from its passage.

The amendment proposed by Mr. Grover reads as follows, viz:

Amend the 1st section, 5th line, as follows: Strike out the words

"The bonds of the United States, known as 5-20 bonds, or other government securities."

The question was then taken the adoption of the amendment proposed by Mr. Grover, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grover and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

Asa P. Grover, Wm. B. Read—2.

Those who voted in the negative, were—

T. T. Alexander,	Harrison Cockrill,	H. D. McHenry,
R. T. Baker,	M. J. Cook,	John A. Prall,
N. R. Black,	J. R. Duncan,	Geo. C. Rifle,
Wm. S. Botts,	Richard H. Field,	Jas. F. Robinson,
B. H. Bristow,	John F. Fisk,	Wm. Sampson,
John B. Bruner,	W. W. Gardner,	W. C. Whitaker,
James H. G. Bush,	T. W Hammond,	C. T. Worthington,
W. T. Chiles,	John J. Landram,	George Wright—26.
F. L. Cleveland,	J. D. Landrum,	

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions which originated in the Senate, of the following titles, viz:

An act for the benefit of Jas. H. McCann.

An act to amend an act to incorporate the Burlington and Florence turnpike road company, approved March 18, 1851, and the amendments thereto, approved March 10, 1856.

An act concerning common schools.

An act authorizing the Secretary of State to furnish the surveyor of Warren county certain public books.

Resolutions in regard to promotions in established regiments and companies.

Resolution in relation to the duties of the Adjutant General of Kentucky.

An act in relation the office of Attorney General.

An act to establish the 15th judicial district.

An act to incorporate the petroleum mining, manufacturing, commercial and navigating company.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Grover, from the committee on Finance—

An act for the benefit of William Romans.

By Mr. Alexander, from the same committee—

An act for the benefit of Joseph E. Mulky, late sheriff of Monroe county.

By same—

An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

By same—

An act for the relief of C. J. Coker and John Boyer, of Fulton county.

By same—

An act for the benefit of S. B. Pell, sheriff of Hancock county.

By Mr. Bruner, from the committee on Education—

An act in relation to Mt. Sterling male academy.

By Mr. McHenry, from the committee on the Judiciary—

An act establishing a toll bridge over Clark's river in McCracken county.

By same—

An act to amend an act to incorporate the Cloverport oil and coal company, approved December 20th, 1861.

By Mr. Baker, from the committee on Internal Improvement—

An act to incorporate the Shelbyville and Bardstown turnpike company.

By same—

An act to incorporate the Poplar Plains and Upper Fox Springs turnpike road company.

By same—

An act to incorporate the Ludlow turnpike company.

By same—

An act to amend the charter of the Springfield, Maxville, and Willisburg turnpike company.

By same—

An act to establish a road law for Boyd county.

By Mr. Robinson, from the committee on the Judiciary—

An act for the benefit of Milton Mann, administrator of William Ricketts.

By same—

An act to incorporate the town of Horse Cave, in Hart county.

By same—

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 21, 1862.

By Mr. Bristow, from the committee on Military Affairs—

An act to settle the accounts of Colonels of volunteer regiments and other persons connected with raising volunteer regiments during the present rebellion.

By Mr. J. J. Landram, from the committee on Privileges and Elections—

An act to change the place of voting in the Rocky Hill precinct, in Barren county.

By same—

An act to change the place of voting in district No. 1, in Powell county.

By same—

An act to change the place of voting in the Knob precinct of Bullitt county.

By same—

An act to change the place of voting in the Jeffersonville precinct, in Montgomery county.

By Mr. Grover, from the committee on Finance—

An act for the benefit of Fleming Bates, late sheriff of Wayne county.

By same—

An act for the benefit of John Peters, late sheriff of Owsley county.

By same—

An act for the benefit of Joseph A. Howerton, of Bourbon county.

By Mr. Alexander, from same committee—

An act for the benefit of Peter Jett.

By same—

An act for the benefit of Benjamin F. Davis, of Barren county.

By same—

An act for the benefit of J. L. McCarty, sheriff of Whitley county.

With amendments to the six last named bills.

Which were concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Alexander, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of the sheriff of Hart county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	John J. Landram,
R. T. Baker,	Milton J. Cook,	J. D. Landrum,
N. R. Black,	J. R. Duncan,	Henry D McHenry,
Wm. S. Botts,	R. H. Field,	Wm. B. Read,
B. H. Bristow,	John F. Fisk,	G. C. Riffe,
John B. Bruner,	W. W. Gardner,	Wm. Sampson,
Jas. H. G. Bush,	Wm. H. Grainger,	C. T. Worthington,
W. T. Chiles,	Asa P. Grover,	George Wright—26.
F. L. Cleveland,	T. W. Hammond,	

In the negative—none.

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the same committee—

An act for the benefit of Josiah N. Murphy, commissioner of Monroe county.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Milton J. Cook,	J. D. Landrum,
R. T. Baker,	J. R. Duncan,	Henry D. McHenry,
N. R. Black,	Richard H Field,	W. B. Read,
William S. Botts,	John F. Fisk,	George C. Riffe,
B. H. Bristow,	W. W. Gardner,	James F. Robinson,
James H. G. Bush,	William H. Grainger,	Wm. Sampson,

W. T. Chiles,	Asa P. Grover,	W. C. Whitaker,
F. L. Cleveland,	T. W. Hammond,	C. T. Worthington,
Harrison Cockrill,	John J. Landram,	George Wright—27.

In the negative, none.

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the same committee, to whom was referred a bill from the House of Representatives, entitled,

An act requiring the Register to have certain record books rebound.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were, as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John F. Fisk,	John A. Prall,
R. T. Baker,	W. W. Gardner,	Wm. B. Read,
N. R. Black,	William H. Grainger,	George C. Riffe,
William S. Botts,	Asa P. Grover,	Jas. F. Robinson,
B. H. Bristow,	T. W. Hammond,	William Sampson,
J. B Bruner,	John J. Landram,	W. C. Whitaker,
James H. G. Bush,	J. D. Landrum,	C. T. Worthington,
Harrison Cockrill,	Henry D. McHenry,	George Wright—25.
Richard H. Field,		

In the negative—M. J. Cook.

Resolved, That the title thereof be as aforesaid.

Mr. Alexander, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of John Stephens, of Jackson county.

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

By Mr. Bruner, from the committee on Education, to whom had been referred a bill from the House of Representatives, entitled,

An act to provide for the increase of the common school fund.

Reported the same with an amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the sheriffs, and other officers conducting the annual election in the year 1865, on the 1st Monday in August, to open a poll in the various precincts in their respective counties, and take the sense of the qualified voters of this Commonwealth upon the propriety and expediency of imposing an additional tax of five cents on each one hundred dollars worth of property in the State, for the purpose of increasing the common school fund of Kentucky.

§ 2. That it shall be the duty of the several sheriffs conducting the election to propound, distinctly, to each voter the question: "are you for or against levying an additional tax of five cents, on each one hundred dollars worth of property, to increase the common school fund." If said voter shall answer in the affirmative, it shall be the duty of the clerk of the election to record his vote in favor of levying the tax for the purposes aforesaid; if he shall answer in the negative, it shall be the duty of the clerk to record his vote against it.

§ 3. That it shall be the duty of the several sheriffs and other returning officers, to make out a correct list of the vote required to be taken under this act, and cause the same to be delivered to the Secretary of State, and upon a failure to do so, shall be fined in the sum of one thousand dollars, to be recovered against them, as other fines are recovered under the existing laws regulating elections in this State.

§ 4. It shall be the duty of the Secretary of State, to report to the next General Assembly, within ten days after its commencement, a statement of the vote directed to be taken under the provisions of this act.

§ 5. That it shall be the duty of the Public Printer to print and deliver to the Secretary of State fifteen copies of this act for each county in the Commonwealth; and it shall be the duty of said Secretary to forward the same to the clerk of each county court, at the same time the public laws are distributed, and said clerks are required by this act, to deliver said copies to the sheriffs of their respective counties, and take a receipt therefor; and it shall be the duty of the said sheriffs to put one copy of this act, at the place of holding elections in each election precinct in their respective counties, at least thirty days before the election, at which the vote mentioned in this act is to be taken.

§ 6. That any person, other than a qualified voter of this State, who shall vote for or against the proposition in this act mentioned, shall be subject to all the fines and penalties now in force, under the existing laws, regulating elections.

The amendment proposed by the committee reads as follows, viz:

Amend by adding the following additional section:

§ 7. That one-half of one cent of the additional tax herein proposed, shall be appropriated and used to establish and sustain a State school for the education of teachers, in such mode and manner as the Legislature may from time to time prescribe.

Strike out 1865, where it occurs in the bill, and insert 1864.

Amend section 5, in line 4, by striking out "*at the same time the public laws are distributed*," and inserting "by mail at the earliest practicable day."

The question was then taken on the adoption of the amendment and it was decided in the affirmative.

Mr. Cleveland moved to amend said bill as follows, viz:

To the 1st section add the following proviso: "*Provided*, That said tax shall not be levied unless a majority of all the qualified voters of this State, as shown by the report of the Auditor for the year 1861, shall vote therefor."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grover and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

James H. G. Bush,	Richard H. Field,	C. T. Worthington—5.
Francis L. Cleveland,	William B. Read,	

Those who voted in the negative, were—

T. T. Alexander,	Milton J. Cook,	J. D. Landrum,
R. T. Baker,	J. R. Duncan,	Henry D. McHenry,
N. R. Black,	John F. Fisk,	John A. Prall,
William S. Botts,	W. W. Gardner,	Geo. C. Riffe,
B. H. Bristow,	Wm. H. Grainger,	James F. Robinson,
John B. Bruner,	Asa P. Grover,	William Sampson,
W. T. Chiles,	T. W. Hammond,	W. C. Whitaker,
Harrison Cockrill,	John J. Landram,	George Wright—24.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. J. J. Landram, from the committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of certain citizen soldiers of Harrison county.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Harrison Cockrill,	John A. Prall,
N. R. Black,	Richard H. Field,	George C. Riffe,
Wm. S. Botts,	John F. Fisk,	Jas. F. Robinson,
B. H. Bristow,	W. W. Gardner,	William Sampson,
John B. Bruner,	Wm. H. Grainger,	Ben. Spalding,
James H. G. Bush,	T. W. Hammond,	W. C. Whitaker,
W. T. Chiles,	John J. Landram,	C. T. Worthington—23.
Francis L. Cleveland,	Henry D. McHenry,	

Those who voted in the negative, were—

T. T. Alexander,	Asa P. Grover,	George Wright—5.
J. R. Duncan,	Wm. B. Read,	

Resolved, That the title thereof be as aforesaid.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act to provide funds for paying troops raised for defense of the State.

Ordered, That the Public Printer print one hundred and fifty copies of said bill, and that it be made the special order of the day for to-morrow, at 11½ o'clock.

By Mr. Fisk, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act reviving and amending an act, entitled, an act incorporating the Louisville and Newport branch railroad company.

Reported the same with amendments.

Which were concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A bill from the House of Representatives, entitled,

An act to change the time of holding the Trimble circuit court.

Was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A bill from the House of Representatives, entitled,

An act to change the line between the counties of Letcher and Harlan.

Was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispend with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration

A bill from the House of Representatives, entitled,

An act to fix the time of holding circuit courts in the tenth judicial district.

Was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Botts, from the committee on Finance—

A bill for the benefit of the sureties of W. A. L. B. Sharp, late sheriff of Estill county.

By same—

A bill for the benefit of the executor and sureties of R. F. Samuels, deceased, late clerk of the Bullitt circuit and county courts.

By same—

A bill authorizing the Governor to remit the damages on judgments against defaulting officers.

By Mr. Alexander, from same committee—

A bill giving certain officers in Clinton county further time to execute bond, and take the oath of office, and enter upon the duties of their respective offices.

By same—

A bill to empower the Board of Managers of the Western Lunatic Asylum to sell and convey certain real estate.

By Mr. McHenry, from the committee on the Judiciary—

A bill for the benefit of the commissioners of the sinking fund of Marion county.

By Mr. Robinson, from the committee on the Judiciary—

A bill to incorporate Marion Lodge, No. 144, I. O. O. F.

By Mr. Alexander, from the committee on Finance—

A bill for the benefit of R. T. McDaniel and his sureties.

By Mr. Robinson, from the committee on the Judiciary—

A bill fixing the time when causes reversed by the court of appeals shall stand for trial in the inferior courts.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of the administrators and sureties of W. R. Baker, deceased, late sheriff of Hopkins county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Grover, from the committee on Finance, to whom was referred

A bill for the benefit of T. P. Cardwell, of Breathitt county.

Reported the same with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to

Mr. Alexander, from the committee on Finance, reported

A bill regulating recruiting in Kentucky, and to punish persons who violate the laws of Kentucky in relation thereto.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof for the use of the General Assembly, and that it be referred to the committee on the Judiciary.

On motion of Mr. Cockrill, leave of absence for the remainder of the session was granted to Mr. Wright.

Mr. McHenry, from the committee on the Judiciary, to whom had been referred

A bill to incorporate the Louisville association for improving the condition of the poor.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. J. J. Landram, from the committee on Military Affairs, reported

A bill to define further the duties of Quarter-Master General.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be made the special order of the day for to-morrow at 10½ o'clock, A. M.

Mr. J. J. Landram, from some committee, reported

A bill to amend an act, entitled, an act to provide for paying the arrears of pay due deceased and discharged soldiers.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be made the special order of the day for to-morrow, at 11 o'clock A. M.

Mr. Grover, from the committee on Finance, reported

A bill for the benefit of Jerry South.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor be and he is hereby directed to draw his warrant on the treasury in favor of Jerry South for the sum of three hundred and ninety-seven dollars and ninety two cents, payable out of any money in the treasury not otherwise appropriated.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constiutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Milton J. Cook,	Henry D McHenry,
R. T. Baker,	J. R. Duncan,	Wm. B. Read,
N. R. Black,	R. H. Field,	James F. Robinson,
Wm. S. Botts,	John F. Fisk,	Wm. Sampson,

John B. Bruner, W. W. Gardner, Ben. Spalding,
Jas. H. G. Bush, Wm. H. Grainger, W. C. Whitaker,
W. T. Chiles, Asa P. Grover, C. T. Worthington,
F. L. Cleveland, T. W. Hammond, George Wright—25.
Harrison Cockrill,

In the negative—none.

Resolved, That the title thereof be as aforesaid.

Mr. Reed moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor is hereby requested to report to the present session of the legislature, on or before the 10th day of January, 1865, as to the amount of money borrowed by the Military Board, and the amount borrowed under the law constituting the military fund, and from whom, what securities were given therefor, since May, 1861, and the amount disbursed and paid out of said fund, and to whom paid, and for what purposes; and, so for as his information goes, what disposition has been made of the money; whether enlisting officers, and other persons to whom it was paid, have properly paid out the various amounts paid to them; and if not paid out, or any part of it, who has it, and the amounts, and the chances for its return to the treasury, if any.

Ordered, That said resolution be placed in the orders of the day.

A message was received from the House of Representatives announcing that they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act to amend article 13, of chapter 28, of Revised Statutes.

An act to amend article 2, chapter 78, of the Revised Statutes.

An act for the benefit of the Richmond and Lexington turnpike road company.

An act appropriating money to the Western Lunatic Asylum.

An act for the benefit of V. B. Young, of Bath county.

An act to incorporate the Columbia and Burksville turnpike road company.

An act for the investment of certain funds, belonging to the State, with a view to increasing the resources of the sinking fund.

An act for the benefit of J. W. Sallee, late sheriff of Pulaski county.

An act for the benefit of Henry Haynes, sheriff of Grayson county.

An act for the benefit of H. M. Ford, late sheriff of Pike county.

An act for the benefit of William Mullins, late sheriff of Wayne county.

An act for the benefit of Ben. F. Shepherd, sheriff of Carter county.

Bills from the House of Representatives, o the following titles were severally read the first time, viz:

1. An act for the benefit of Elias P. Davis, clerk of the Carter circuit and county courts.

2. An act to authorize the Kenton circuit court to increase surveyors fees in certain cases.

3. An act to regulate the compensation of Commonwealth's attorneys *pro tem.*

4. An act to amend the 6th section of an act passed the 19th December, 1861, entitled, an act to amend the law in relation to runaway slaves.

5. An act to amend an act, entitled, an act concerning runaway slaves, approved 3d of March, 1863.

6. An act to incorporate the North Louisville company for the development of quarries, water power, &c., at Louisville.

7. An act for the benefit of the county court of Christian county.

8. An act to authorize Boyd county to create a bridge fund.

9. An act to authorize the Secretary of State to furnish certain books to the circuit and county court clerks of Montgomery county.

10. An act to furnish certain books to Marion county.

11. An act to change the time of holding the quarterly court of Washington county.

12. An act to change the place of voting in district No. 3, in Lewis county.

13. An act to change the time of levying the railroad tax for the Louisville and Nashville railroad by the Simpson county court.

14. An act for the benefit of the county court of Hickman county.

15. An act for the benefit of Reuben Payne, late sheriff of Russell county.

16. An act for the benefit of McCracken county.

17. An act for the benefit of Hester A. Browning.

18. An act for the benefit of the county court of the county of Hopkins.

19. An act authorizing the county court of Butler county to order elections in certain cases.

20. An act for the benefit of Boone county.

21. An act to authorize county court clerks to have rebound the books of record in their offices which may require it.

22. An act for the benefit of A. Tinsley, clerk of the Knox county court.

23. An act to amend the charter of Mt. Sterling.

24. An act to suspend the running of the statute of limitations in certain counties of this Commonwealth.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 7th, 8th, and 9th to the committee on Circuit Courts; 4th, 5th, 6th, 17th and 24th to the committee on the Judiciary; the 10th, 11th, 13th, 14th, 16th, 18th, 19th, 20th, 21st and 22d to the committee no County Courts; the 12th to the committee on Privileges and Elections; the 15th to the committee on Finance; and the 23d to the committee on Revised Statutes.

Resolutions from the House of Representatives, of the following titles, were taken up:

1. Resolution of thanks to Col. Charles S. Hanson.
2. Resolution for the sale of property in the Penitentiary.
3. Resolution appointing delegates to attend a convention in Louisville to take into consideration the improvement of the Ohio river.

Ordered, That the 1st be referred to the committee on Military Affairs; the 2d to the committee on Finance; and the 3d to the committee on Internal Improvement.

And then the Senate adjourned.

TUESDAY, FEBRUARY 16, 1864.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to an amendment proposed by the House of Representatives, to a bill from the Senate, entitled,

An act concerning the importation of slaves into this Commonwealth.

That they had disagreed to a bill from the Senate, entitled,

An act to provide for taking depositions in prosecutions for misdemeanors.

That they had passed bills from the Senate, of the following titles:

An act to amend article 2, chapter 42, of the Revised Statutes, entled, "Guardian and Ward."

An act to authorize the appointment of elisors in certain cases, and to empower them to summon jurors, &c.

An act to incorporate the Kentucky association of miners in Union and Crittenden counties.

An act to amend section 9, article 3, chapter 91, of the Revised Statutes.

An act to incorporate the Louisville and Jefferson county association.

An act to provide for taking depositions of persons in military service in the United States or State of Kentucky.

An act for the benefit of the town of Caseyville, in Union county.

An act for the benefit of the town of Madisonville.

An act to change the place of voting in the 5th district, Larue county.

An act to amend the charter of the town of Millersburg, in Bourbon county.

An act supplemental to the act incorporating the town of Mannsville, in Taylor county.

An act ratifying the appointment of John Ellis school commissioner of Kenton county, and presiding for the election of his successor, and for legalizing the acts of said Ellis.

That they had passed bills of the following titles, viz:

1. An act empowering the county court of Mason county to levy and collect a tax upon the slaves in said county, to maintain patrols and special patrol companies in said county.

2. An act for the benefit of Geo. H. Milliken, late clerk of the Simpson circuit and county court.

3. An act allowing Edwin Thomas, clerk of the Grayson county court, to act as executor.

4. An act for the benefit of J. H. Howard, late county and circuit clerk of Montgomery county.

5. An act for the benefit of Wm. Smith, late clerk of the Grant county and circuit courts.

6. An act declaring the offices of common school commissioner and justice of the peace in Grant county compatible.

7. An act to amend an act, entitled, an act to incorporate the Bremen and London petroleum and mining company.

8. An act to amend the laws regulating the duties of the commissioners of the sinking fund of the Bardstown and Louisville railroad company, in Nelson county.

9. An act to change the time of holding the circuit courts in Marion county.

10. An act to amend the charter of the Bardstown and Louisville railroad company.

11. An act to amend an act passed March 30, 1861, to incorporate the town of Quincy, Lewis county.

12. An act to incorporate the Cephra Eshuren Burial Society, in Paducah.

13. An act to incorporate the Chestnut street Baptist church, in Louisville, formerly known as the Jefferson street Baptist church.

14. An act to amend the charter of the town of Prestonville.

15. An act to amend the charter of the town of New Castle, in Henry county.

16. An act to incorporate the Kentucky College of dental science.

17. An act for the benefit of R. J. Maxey, surveyor of Monroe county.

18. An act for the benefit of John G. Wyatt, of Montgomery county.

19. An act for the benefit of Sill Lambden, of Whitley county.

20. An act creating an additional justices district and voting precinct in Meade county.

21. An act to legalize the acts of justices of the peace and constables in district No. 8, in Meade county.

22. An act to change the voting place of certain citizens in Shelby county.

23. An act authorizing the Lewis county court to establish an election district.

24. An act for the benefit of F. Garrett, and his securities.

25. An act to authorize the Mercer county court to sell the old jail and lot, and to levy a tax to build a new jail.

26. An act for the benefit of Powell county.

27. An act for the benefit of Wm. Clayton, of the city of Louisville.

28. An act to pay for horses empressed in Bracken county, by Col. J. Taylor Bradford, by order of the Governor, in September, 1862.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the 2d reading of said bills being dispensed with, they were referred—the 1st, 17th, 19th, 23d and 24th to the committee on County Courts; the 2d, 4th and 5th to the committee on Circuit Courts; the 3d and 6th to the committee on the Judiciary; the 7th to the committee on Agriculture and Manufactures; the 8th, 13th and 14th to the committee on the Revised Statutes; the 9th, and 10th to the committee on Internal Improvement; the 11th and 12th to the committee on Religion; the 15th to the committee on Ed-

ucation; the 16th, 22d and 25th to the committee on Finance; the 18th, 20th, and 21st to the committee on Privileges and Elections; and the 26th to the committee on Military Affairs.

That they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Fisherville male and female Institute.

An act to charter the Estill seminary, in the town of Irvine, Ky.

An act to incorporate the Trigg county female seminary.

An act to fix the time of holding court in the 5th judicial district.

An act to repeal an act, entitled, an act to amend an act, entitled, an act to incorporate Bethel Academy.

An act for the benefit of the owners of mills at lock and dam No. 2, on Green river.

An act for the benefit of the estate of John Crawford, late clerk of the Pulaski circuit court.

An act for the benefit of the securities of John B. Starr, late clerk of the Washington circuit court.

An act for the benefit of Milton Hamilton, late clerk of the Boone county and circuit courts.

An act for the benefit of A. M. Brown, late clerk Hardin circuit court.

An act for the benefit of James H. Holladay, late clerk of the circuit court of Nicholas county.

Mr. Cook presented the petition of sundry citizens of Laurel county, asking the passage of an act for the benefit of W. C. Hendrickson.

Which was received, the reading dispensed with, and referred to the committee on County Courts.

Leave was given to Mr. Hammond to bring in

A bill for the benefit of the Trigg county male and female seminary.

Ordered, That the committee on Education prepare and bring in the same.

Mr. Fisk, from the committee on the Judiciary, reported

A bill regulating the manner of soldiers voting for electors of Presentand Vice President of the United States, within and without the State.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer forthwith print 150 copies thereof for the use of the members of the General Assembly, and that the same be placed in the orders of the day.

Mr. Cook read and laid on the table the following joint resolution:

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That one member of the Senate, and two members of the House of Representatives, be added to the committee heretofore appointed to inquire into the expediency of the removal of the Capital; and that it shall be the duty of said committee, during the approaching summer, *to visit such localities as they may deem advisable;* and that they shall report fully upon the matters submitted to them at the next meeting of the General Assembly.

Mr. Bush moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bush and Wright, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	T. W. Hammond,	Jas. F. Robinson,
Jas. H. G. Bush,	Martin P. Marshall,	George Wright—8.
W. T. Chiles,	George C. Riffe.	

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan.	Gibson Mallory,
R. T. Baker,	Richard H. Field,	Henry D. McHenry,
Wm. S. Botts,	John F. Fisk,	William B. Read,
B. H. Bristow,	W. W. Gardner,	Wm. Sampson,
John B. Bruner,	William H. Grainger,	Ben. Spalding,
Harrison Cockrill,	J. D. Landrum,	W. C. Whitaker—19.
M. J. Cook,		

Mr. Bush moved to amend said resolution so as to require the committee *merely* to correspond with those in the different sections of the State who may be disposed to offer inducements for the removal of the Capital.

Which was adopted.

The question was then taken on the adoption of said resolution, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bush and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	F. L. Cleveland,	Wm. H. Grainger,
R. T. Baker,	Harrison Cockrill,	T. W. Hammond,
N. R. Black,	M. J. Cook,	J. D. Landrum,

Wm. S. Botts,	J. R. Duncan,	H. D. McHenry,
B. H. Bristow,	Richard H. Field,	Geo. C. Riffe,
John B. Bruner,	John F. Fisk,	Ben. Spalding,
James H. G. Bush,	W. W. Gardner,	W. C. Whitaker—22
W. T. Chiles,		

Those who voted in the negative, were—

Gibson Mallory,	Wm. B. Read,	Wm. Sampson,
Martin P. Marshall,	Jas. F. Robinson,	George Wright—6.

On motion of Mr. Prall, leave of absence was granted Mr. J. J. Landram until Thursday next.

The Senate took up for consideration

A bill further to define the duties of Quarter-Master General.

Sail bill was amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill from the House of Representatives, entitled,

An act to provide for paying troops raised for the defense of the State.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	M. J. Cook,	Martin P. Marshall,
R. T. Baker,	J. R. Duncan,	Henry D. McHenry,
N. R. Black,	Richard H. Field,	John A. Prall,
William S. Botts,	John F. Fisk,	George C. Riffe,
B. H. Bristow,	W. W. Gardner,	Jas. F. Robinson,
J. B. Bruner,	William H. Grainger,	William Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	J. D. Landrum,	W. C. Whitaker,
Francis L. Cleveland,	Gibson Mallory,	George Wright—28.
Harrison Cockrill,		

In the negative—Wm. B. Reed.

Resolved, That the title thereof be as aforesaid.

Also,

A bill to amend an act, entitled, an act to provide for paying the arrears of pay due deceased and discharged soldiers.

Ordered, That said bill be placed in the orders of the day.

By Mr. Fisk, from the committee on Revised Statutes, to whom had been referred bills from the House of Representatives of the following titles, viz:

An act to amend section 4, article 4, chapter 83, Revised Statutes.

An act to amend sub section 5, section 8, chapter 39, of the Revised Statutes.

Reported the same, with an amendment to the last named bill as a substitute therefor.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Fisk, from the same committee, asked to be discharged from the further consideration of a leave to them referred to bring in

A bill to exempt Augustus Brown, of Gallatin county, from the expatriation laws of this Commonwealth.

Which was granted.

Mr. Bush, from the same committee, to whom was referred a bill from the House of Representatives, entitled,

An act regulating fees of circuit and county court clerks.

With an amendment.

Which was concurred in.

Mr. Robinson moved to amend said bill by striking out from the 1st section "forty," and insert in lieu thereof the word "twenty."

Pending the consideration of which the hour arrived for taking up the orders of the day.

The Senate took up for consideration

A bill to provide a civil remedy for injuries done by disloyal persons,

With the pending amendments.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any guerrilla or guerrillas, or any soldier or body of soldiers, or armed band, belonging to, engaged for, acting in the interest, or professing to act in the interest, of the so-called Confederate

States, or either of them, or the so-called Provisional Government of this State, shall injure or destroy any property of any person, county, city, corporate body, association or congregation in this State; or shall arrest, kidnap, imprison, injure, maltreat, wound, or kill, the person so arrested, kidnapped, imprisoned, injured, maltreated or wounded, and the personal representative or heir of the person so killed, shall be entitled to recover in law, from the person or persons, some, any, or all who did the act, and their aiders, advisers or abettors, double damages for the injuries inflicted; and any or all persons in this State, who counsel, aid, encourage, harbor, advise or abet, such wrong-doers, or who by speech, act, argument or conduct, give aid, comfort, influence, countenance, strength, or approbation to said or such acts, or support, directly or indirectly, to the cause of the so-called Confederate States, or the Provisional Government of Kentucky, shall be held jointly and equally wrong-doers and liable with those who did any of the acts aforesaid, and may be sued jointly or severally, with or without them, or some, any or all may be sued, until double the sum of the damages received may have been recovered by the party or parties agrieved.

§ 2. In any action under this act, the previous conduct and character, for loyalty or disloyalty of the defendants, and the wrong-doer may be given in evidence to the court or jury.

The question was then taken on the amendment proposed by Mr. Read, (striking out the 2d section,) and it was decided in affirmative.

The yeas and nays being required thereon by Messrs. Read and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	W. W. Gardner,	George C. Riffe,
William S. Botts,	Gibson Mallory,	James F. Robinson,
John B. Bruner,	Martin P. Marshall,	Wm. Sampson,
F. L. Cleveland,	Henry D. McHenry,	Ben. Spalding,
Richard H Field,	W. B. Read,	George Wright—15.

Those who voted in the negative, were—

R. T. Baker,	Harrison Cockrill,	T. W. Hammond,
N. R. Black,	Milton J. Cook,	J. D. Landrum,
B. H. Bristow,	J. R. Duncan,	John A. Prall,
James H. G. Bush,	John F. Fisk,	W. C. Whitaker—14.
W. T. Chiles,	William H. Grainger,	

Mr. Fisk then moved to amend said bill.

On motion of Mr. Sampson, said bill was committed to the committee on the Judiciary, with instructions to report on to-morrow at 3 o'clock, P. M.

A message was received from the House of Representatives, announcing that they had passed a bill which originated in the Senate, entitled,

An act further to define the duties of Quarter-Master General.

By Mr. Botts, from the committee on Finance, reported the following bills, viz:

A bill to amend an act, entitled, an act to incorporate the Elizaville and Pleasant Valley Mills turnpike road company.

A bill for the benefit of William Pickett, Sr., of Todd county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

By Mr. McHenry, from the committee on Circuit Courts, to whom had been referred a bill from the House of Representatives, entitled,

An act to fix the time of holding courts in the 11th judicial district.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Baker, from the committee on Internal Improvement, to whom had been referred a resolution from the House of Representatives, entitled,

Resolution appointing delegates to attend a convention in Louisville to take into consideration the improvement of the Ohio river.

Reported the same without amendment.

The question was then taken on concurring in said resolution, and it was decided in the affirmative.

By Mr. Sampson, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend an act, to further define the duties, &c. of the agent of the Auditor, approved February 26, 1863.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration

A bill in relation to the Board of Internal Improvement.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That "an act to abolish the office of the President of the Board of Internal Improvement, and to create a new board and to prescribe their duties," approved December 21, 1861, be and the same is hereby repealed.

§ 2. That hereafter the Board of Internal Improvement shall be composed of three persons, to-wit: the Auditor of the State, ex-officio, and two other citizens of the State, one of whom shall be chairman of the board, to be appointed by the Governor, by and with the advice and consent of the Senate, all of whom shall take an oath of office; and one of the citizens thus appointed must reside on or near the Green and Barren river line of navigation, and shall receive for his services three dollars per day, when actually employed. The two citizens appointed by the Governor, shall hold their office for four years, and until their successors are elected and qualified; the Governor may fill any vacancy that may occur in said board, either by death, resignation or otherwise.

§ 3. It shall be the duty of the chairman of the board, to perform all of the duties that formerly pertained to the president of the board, and be governed by the laws now in force, except that he shall have no power to draw money out of the treasury, except under appropriations made by law

§ 4. The chairman of the board shall superintend the repairs made on the internal improvements of the State, and for that purpose may use the tolls and receipts on each line of navigation, but in no event shall the board or any member of the board, create any debt to be otherwise paid than by the tolls and receipts on said lines of navigation.

§ 5. That if said board fail to faithfully report the receipts and expenditures on said improvements, and pay into the Treasury, any balance of receipts over expenditures, at least once any year, they shall thereby forfeit their offices, and be subject to a fine, each, of not less than $1,000, nor over $2,000, recoverable as other fines.

§ 6. The Auditor of the State, for the additional duties imposed upon him, shall be allowed $200, and the chairman of the board $1,200, to be paid as other salaries are now paid by law.

§ 7. This act to take effect from its passage.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	F. L. Cleveland,	J. D. Landrum,
R. T. Baker,	Harrison Cockrill,	Martin P. Marshall,

N. R. Black,	Milton J. Cook,	Henry D McHenry,
Wm. S. Botts,	J. R. Duncan,	Wm. B. Read,
B. H. Bristow,	R. H. Field,	James F. Robinson,
John B. Bruner,	John F. Fisk,	Wm. Sampson,
Jas. H. G. Bush,	Wm. H. Grainger,	W. C. Whitaker,
W. T. Chiles,	T. W. Hammond,	George Wright—24.

In the negative—none.

Resolved, That the title thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to amend article 13, of chapter 28, of Revised Statutes.

An act appropriating money to the Western Lunatic Asylum.

An act for the investment of certain funds, belonging to the State, with a view to increasing the resources of the sinking fund.

An act to amend article 2, chapter 78, of the Revised Statutes.

An act for the benefit of the Richmond and Lexington turnpike road company.

An act for the benefit of V. B. Young, of Bath county.

An act for the benefit of William Romans.

An act to incorporate the Columbia and Burksville turnpike road company.

An act for the benefit of Joseph E. Mulky, late sheriff of Monroe county.

An act for the benefit of William Mullins, late sheriff of Wayne county.

An act for the benefit of H. M. Ford, late sheriff of Pike county.

An act for the benefit of Henry Haynes, sheriff of Grayson county.

An act for the benefit of Ben. F. Shepherd, sheriff of Carter county.

An act for the benefit of Milton Mann, administrator of William Ricketts.

An act for the benefit of J. W. Sallee, late sheriff of Pulaski county.

An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

An act for the benefit of S. B. Pell, sheriff of Hancock county.

An act for the relief of C. J. Coker and John Boyer, of Fulton county.

An act in relation to Mt. Sterling male academy.

An act to amend an act to incorporate the Cloverport oil and coal company, approved December 20th, 1861.

An act to fix the time of holding circuit courts in the 10th judicial district.

And enrolled bills, and resolutions which originated in the Senate, of the following titles, viz:

An act to authorize the appointment of elisors in certain cases, and to empower them to summon jurors, &c.

An act to amend section 9, article 3, chapter 91, of the Revised Statutes.

An act to provide for taking depositions of persons in military service in the United States or State of Kentucky.

An act to change the place of voting in the 5th district, Larue county.

An act to amend the charter of the city of Lexington.

An act ratifying the appointment of John Ellis school commissioner of Kenton county, and presiding for the election of his successor, and for legalizing the acts of said Ellis.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Bills from the House of Representatives, o he following titles were severally read the first time viz:

An act to change the time of holding circuit courts in Marion county.

An act for the benefit of R. J. Maxey, surveyor of Monroe county.

Ordered, That said bills be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 17, 1864.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to fix the time of holding courts in the 11th judicial district. With an amendment.

That they had passed a bill from the Senate, entitled,

An act to amend an act, entitled, an act to establish an Institution for the Education of Idiots and Feeble-minded Children.

That they had passed bills of the following titles, viz:

An act in relation to turnpike roads in this Commonwealth.

An act to regulate the time of holding the circuit courts of the 4th judicial district.

An act to authorize a settlement to be made with Sidney S. Lyons, late State Geologist.

An act for the benefit of D. L. Miller, sheriff of Ohio county.

An act for the benefit of George W. Kouns, of Boyd county.

An act for the benefit of J. H. Allison, Sheriff of Lawrence county.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act for the benefit of Wm. Herrin, sheriff of Fulton county.

An act for the benefit of A. P. Hickman, assessor for Shelby county.

In the absence of the Speaker, Mr. Goodloe was elected Speaker *pro tem.* of the Senate.

A message was received from the Governor, by Mr. VanWinkle, Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act incorporating the Louisville city railway company.

An act for the benefit of C. P. Gray, late clerk of the Clinton county and circuit courts

An act for the benefit of the jailer of Jefferson county.

An act to authorize the sale of poor-house lands in Monroe county.

An act for the benefit of Robert Boyd, late clerk of the Whitley circuit court.

An act for the benefit of John W. Turner, late clerk of Bath circuit court.

An act to amend section 4 of an act to provide for establishing county courts in Newport.

An act for the benefit of Wm. Bailey, assessor of Magoffin county.

An act to provide for taking depositions of persons in military service of the United States or State of Kentucky.

An act to amend section 9, article 3, chapter 91, of the Revised Statutes.

An act ratifying the appointment of John Ellis school commissioner of Kenton county, and providing for the election of his successor, and for legalizing the acts of said Ellis.

An act to authorize the appointment of elisors in certain cases, and to empower them to summon jurors.

An act to change the place of voting in the 5th district in Larue county.

An act to amend the charter of the city of Lexington.

Resolution in relation to the defalcation of Thos. S. Page, late Auditor.

Also, a message in writing, which lies one day on the table.

By Mr. Bush, from the committee on Revised Statutes, to whom was referred

A bill to increase the fees of county court clerks.

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter the fees of county court clerks in this Commonwealth are hereby increased as to the following service: For recording a deed, one dollar and twenty-five cents; for a copy thereof, one dollar and twenty-five cents; for recording divisions of lands, slaves, inventories, sale bills, settlements, &c., for every twenty words, two and one half cents; for copy of same, two and one half cents; for each road order, twenty-five cents; for copy thereof, twenty cents; for marriage license, one dollar and fifty cents; for all other license, fifty cents; for recording, copying, and posting estray, one dollar; for copy of any bond, forty cents.

§ 2. This act to take effect from passage.

Mr. Bush reported the following substitute for said bill,

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That, for the following services, for which no fee is allowed by existing laws, hereafter the clerks of the circuit courts and county courts shall receive the following fees for services performed by them, viz: For recording a special verdict in addition to the other services rendered on a trial by jury for every twenty words, two cents; where there are documents, valuation, or schedule attached to the return of a sheriff or constable or other officer, in addition to the other services

now required by law, for every twenty words, two cents; for recording an execution, with return, where land is sold, to be charged to the plaintiff or plaintiffs, fifty cents; for recording release or redemption of land sold, to be charged to plaintiff, and added to the price of redemption, twenty-five cents; for recording transcript from justice of the peace or county judge, in order to obtain execution from the circuit court, for every twenty words, two cents; for recording a bond required by existing laws to be recorded, fifty cents; for issuing a supersedeas to stay proceedings, thirty cents; for each copy thereof fifteen cents; for each official certificate, twenty-five cents; for issuing commission to take depositions, twenty-five cents; for copying courses and distances of a deed, each tract, twenty-five cents; for each plat laid down in allotment of dower or division of land, twenty-five cents; for entering a satisfaction of a mortgage on the book, twenty-five cents; if satisfaction of a mortgage be by separate release, then for receiving acknowledgment, recording and certifying the same, seventy-five cents; for a writ of *ad quod damnum*, one dollar; recording report thereon, for every twenty words, two cents; if a plat is laid down, then, in addition, twenty-five cents; for each order made by the clerk in vacation, twenty-five cents.

§ 2. This act shall take effect from and after its passage.

The question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Robinson and Cook, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	Gibson Mallory,
R. T. Baker,	Richard H. Field,	Martin P. Marshall,
N. R. Black	John F. Fisk,	Henry D. McHenry,
William S. Botts,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	Asa P. Grover,	William B. Read,
James H. G. Bush,	T. W. Hammond,	William Sampson,
W. T. Chiles,	John J. Landram,	W. C. Whitaker,
Francis L. Cleveland,	J. D. Landrum,	George Wright—24.

Those who voted in the negative, were—

John B. Bruner,	W. W. Gardner,	James F. Robinson,
Milton J. Cook,	Wm. H. Grainger,	Ben. Spalding,
J. R. Duncan,	Geo. C. Riffe,	C. T. Worthington—9.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Prall, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Harrison Cockrill,	Gibson Mallory,
R. T. Baker,	Richard H. Field,	Martin P. Marshall,

N. R. Black,	John F. Fisk,	H. D. McHenry,
Wm. S. Botts,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	T. W. Hammond,	Wm. B. Read,
James H. G. Bush,	John J. Landram,	Wm. Sampson,
F. L. Cleveland,	J. D. Landrum,	W. C. Whitaker—21

Those who voted in the negative, were—

John B. Bruner,	W. W. Gardner,	Jas. F. Robinson,
W. T. Chiles,	Wm. H. Grainger,	Ben. Spalding,
M. J. Cook,	Asa P. Grover,	C. T. Worthington,
J. R. Duncan,	Geo. C. Riffe,	George Wright—12.

Resolved, That the title of said bill be amended to read,

An act to regulate the fees of county and circuit court clerks.

A message was received from the House of Representatives, announcing that they had concurred in the resolution from the Senate, entitled,

Resolution in relation to an adjournment of the General Assembly,

With an amendment.

The Senate took up for consideration the amendment proposed by the House of Representatives, to said resolution.

Mr. Botts moved to strike out "Friday, the 19th day of February," and insert in lieu thereof, "Monday, the 22d inst."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Fisk and McHenry, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. T. Chiles,	T. W. Hammond,
Wm. S. Botts,	Francis L. Cleveland,	Gibson Mallory,
B. H. Bristow,	John K. Goodloe,	Martin P. Marshall,
John B. Bruner,	William H. Grainger,	W. C. Whitaker—12.

Those who voted in the negative, were—

T. T. Alexander,	John F. Fisk,	William B. Read,
N. R. Black,	W. W. Gardner,	George C. Riffe,
Jas. H. G. Bush,	Asa P. Grover,	Jas. F. Robinson,
Harrison Cockrill,	John J. Landram,	Wm. Sampson,
M. J. Cook,	J. D. Landrum,	Ben. Spalding,
J. R. Duncan,	Henry D. McHenry,	C. T. Worthington,
Richard H. Field,	John A. Prall,	George Wright—21.

The question was then taken on concurring in the amendment of the House of Representatives, and it was decided in the affirmative.

Mr. Goodloe, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of the Eastern and Western Lunatic Asylums of Kentucky.

Reported the same with an amendment.

Said amendment reads as follows:

Strike out the 4th section of the bill.

And the question being taken on concurring with the committee, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bristow and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Milton J. Cook,	Asa P. Grover,
William S. Botts,	J. R. Duncan,	Gibson Mallory,
James H. G. Bush,	Richard H Field,	W. B. Read,
Harrison Cockrill,	John K. Goodloe,	James F. Robinson—12.

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	George C. Riffe,
N. R. Black,	William H. Grainger,	Wm. Sampson,
B. H. Bristow,	T. W. Hammond,	Ben. Spalding,
John B. Bruner,	J. D. Landrum,	W. C. Whitaker,
W. T. Chiles,	Martin P. Marshall,	C. T. Worthington,
F. L. Cleveland,	Henry D. McHenry,	George Wright—19.
John F. Fisk,		

Ordered, That said bill be read a third time.

Mr. Bush then moved to reconsider the vote ordering said bill to be read a third time.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Alexander and Bush, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John K. Goodloe,	Wm. B. Read,
J. B. Bruner,	Asa P. Grover,	George C. Riffe,
James H. G. Bush,	John J. Landram,	C. T. Worthington,
M. J. Cook,	J. D. Landrum,	George Wright—14.
John F. Fisk,	Martin P. Marshall,	

Those who voted in the negative, were—

R. T. Baker,	J. R. Duncan,	Henry D. McHenry,
N. R. Black,	Richard H. Field,	Jas. F. Robinson,
William S. Botts,	William H. Grainger,	William Sampson,
B. H. Bristow,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	Gibson Mallory,	W. C. Whitaker—16.
Francis L. Cleveland,		

The said bill was read a third time.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Richard H. Field,	John J. Landram,
N. R. Black,	John F. Fisk,	Gibson Mallory,
Wm. S. Botts,	W. W. Gardner,	Martin P. Marshall,
B. H. Bristow,	John K. Goodloe,	Henry D. McHenry,
John B. Bruner,	Wm. H. Grainger,	Jas. F. Robinson,
W. T. Chiles,	Asa P. Grover,	William Sampson,
Francis L. Cleveland,	T. W. Hammond,	W. C. Whitaker—21.

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan,	Ben. Spalding,
James H. G. Bush,	Wm. B. Read,	C T. Worthington,
Harrison Cockrill,	George C. Riffe,	George Wright—10.
Milton J. Cook,		

Resolved, That the title thereof be as aforesaid.

Mr. Sampson moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of one on the part of the Senate, and two on the part of the House, be appointed, to investigate the affairs of the Eastern and Western Lunatic Asylums, the Deaf and Dumb and Blind Asylums, and the School for the Education of Idiots and Feeble-Minded Children, and to ascertain if there has been any misapplication of the appropriations made by the Legislature from time to time, and whether the same has been improvidently used; also, the condition and management of said institution—that said committee have power to sit, in vacation, at such places as they may choose, and to send for persons and papers, and to report to the next session of the Legislature.

Ordered, That said resolution be referred to the committee on the Judiciary.

Mr. Whitaker reported

A bill to prevent the spread of small-pox.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be made the special order of the day for to-morrow, at 10½ o'clock A M.

Mr. Botts, from the committee on Finance, to whom was referred a bill from the House of Representatives, entitled,

An act to establish a claim agency for Kentucky, in the city of Washington.

Ordered, That said bill be made the special order of the day for to-morrow at 11 o'clock, A. M.

On motion, leave of indefinite absence was granted to Mr. Goodloe after this day.

A message was received from the House of Representatives, announcing that they had adopted

A resolution in relation to business now before the Legislature.

Mr. Grainger, from a select committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend an act, entitled, an act to charter the city of Louisville.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

By Mr. Bruner, from the committee on Education, reported

A bill for the benefit of Trigg academy.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives announcing that they had concurred in the amendment proposed by the Senate, to a resolution from the House of Representatives, entitled,

Resolution appointing a committee to settle with Grant Green, late Auditor of Public Accounts.

That they had passed a bill from the Senate, entitled,

An act to enlarge the Shepherdsville voting district, in Bullitt county.

That they had passed bills of the following titles, viz:

An act to tax railroads, turnpike roads, and other corporations, in aid of the sinking fund.

An act to amend existing laws in regard to demands due the State from corporations.

By Mr. Robinson, from the committee on the Judiciary, to whom had been referred

A bill to provide a civil remedy for injuries done by disloyal persons,

The yeas and nays being required thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Richard H. Field,	John J. Landram,
N. R. Black,	John F. Fisk,	Gibson Mallory,
Wm. S. Botts,	W. W. Gardner,	Martin P. Marshall,
B. H. Bristow,	John K. Goodloe,	Henry D. McHenry,
John B. Bruner,	Wm. H. Grainger,	Jas. F. Robinson,
W. T. Chiles,	Asa P. Grover,	William Sampson,
Francis L. Cleveland,	T. W. Hammond,	W. C. Whitaker—21.

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan,	Ben. Spalding,
James H. G. Bush,	Wm. B. Read,	C T. Worthington,
Harrison Cockrill,	George C. Riffe,	George Wright—10.
Milton J. Cook,		

Resolved, That the title thereof be as aforesaid.

Mr. Sampson moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of one on the part of the Senate, and two on the part of the House, be appointed, to investigate the affairs of the Eastern and Western Lunatic Asylums, the Deaf and Dumb and Blind Asylums, and the School for the Education of Idiots and Feeble-Minded Children, and to ascertain if there has been any misapplication of the appropriations made by the Legislature from time to time, and whether the same has been improvidently used; also, the condition and management of said institution—that said committee have power to sit, in vacation, at such places as they may choose, and to send for persons and papers, and to report to the next session of the Legislature.

Ordered, That said resolution be referred to the committee on the Judiciary.

Mr. Whitaker reported

A bill to prevent the spread of small-pox.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print one hundred and fifty copies thereof for the use of the General Assembly, and that it be made the special order of the day for to-morrow, at 10½ o'clock A M.

Mr. Botts, from the committee on Finance, to whom was referred a bill from the House of Representatives, entitled,

An act to establish a claim agency for Kentucky, in the city of Washington.

Ordered, That said bill be made the special order of the day for to-morrow at 11 o'clock, A. M.

On motion, leave of indefinite absence was granted to Mr. Goodloe after this day.

A message was received from the House of Representatives, announcing that they had adopted

A resolution in relation to business now before the Legislature.

Mr. Grainger, from a select committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend an act, entitled, an act to charter the city of Louisville.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

By Mr. Bruner, from the committee on Education, reported

A bill for the benefit of Trigg academy.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives announcing that they had concurred in the amendment proposed by the Senate, to a resolution from the House of Representatives, entitled,

Resolution appointing a committee to settle with Grant Green, late Auditor of Public Accounts.

That they had passed a bill from the Senate, entitled,

An act to enlarge the Shepherdsville voting district, in Bullitt county.

That they had passed bills of the following titles, viz:

An act to tax railroads, turnpike roads, and other corporations, in aid of the sinking fund.

An act to amend existing laws in regard to demands due the State from corporations.

By Mr. Robinson, from the committee on the Judiciary, to whom had been referred

A bill to provide a civil remedy for injuries done by disloyal persons,

Together with the pending amendments, reported an amendment as a substitute for said bill.

The original bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any guerrilla or guerrillas, or any soldier or body of soldiers, or armed band, belonging to, engaged for, acting in the interest, or professing to act in the interest, of the so-called Confederate States, or either of them, or the so-called Provisional Government of this State, shall injure or destroy any property of any person, county, city, corporate body, association or congregation in this State; or shall arrest, kidnap, imprison, injure, maltreat, wound, or kill any person, the person so arrested, kidnapped, imprisoned, injured, maltreated or wounded, and the personal representative or heir of the person so killed, and such county, city, corporate body, association or congregation, shall be entitled to recover in law, from the person or persons, some, any, or all who did the act, and their aiders, advisers or abettors, double damages for the injuries inflicted; and any or all persons in this State, who counsel, aid, encourage, harbor, advise or abet, such wrong-doers, or who by speech, act, argument or conduct, give aid, comfort, influence, countenance, strength, or approbation to said or such acts, or support, directly or indirectly, to the cause of the so-called Confederate States, or the Provisional Government of Kentucky, shall be held jointly and equally wrong-doers and liable with those who did any of the acts aforesaid, and may be sued jointly or severally, with or without them, or some, any or all may be sued, until double the sum of the damages sustained may have been recovered by the party or parties agrieved.

The amendment heretofore proposed by Mr. J. J. Landram reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any guerrilla or guerrillas, or any soldier or body of soldiers, or armed band, belonging to, engaged for, acting in the interest, or professing to act in the interest of the so-called Confederate States, or either of them, or the so-called Provisional Government of Kentucky, shall injure or destroy any property of any person, county, city, or corporate body, association, or congregation, in this State, or shall arrest, kidnap, imprison, injure, maltreat, wound, or kill any person, the person so arrested, kidnapped, imprisoned, injured, maltreated, or wounded, and the wife of the person killed, if he should have one, if no wife, then his personal representative, heir or heirs at law, shall be entitled to recover, in law, damages in the same manner that the person himself might have done for any injury where death did not ensue; and the person arrested, kidnapped, imprisoned, injured, maltreated, or wounded, shall be entitled to recover such damages as a jury may find; and for the property injured or destroyed as aforesaid, the person, county, city, corporate body, association or congregation, so injured, shall be entitled to recover, in law, double damages for the value thereof, from the person or persons, either, any, or all, who did the acts, and their aiders, advisers, or abettors, for the injuries inflicted; and any or all persons in this State, who counsel, aid, encourage, harbor, advise, or abet, such wrong-doers; or who by speech, act, ar-

gument, or conduct, give aid, comfort, influence, countenance, strength, or approbation to said or such acts; and all persons who have a knowledge of the presence within their county, or adjoining county, of such guerrilla or guerrillas, and fail to give information thereof, if it should be reasonably in his power to do so, to either the civil or military authorities, shall be guilty of aiding, harboring and abetting, under the provisions of this act, and shall be held jointly and equally wrong doers, and liable with those who are guilty of any of the acts aforesaid, and may be sued jointly or severally, with or without them, or either, or any, or all may be sued, until the damage sustained as as above provided, may have been recovered, by the party or parties aggrieved.

§ 2. In any action under this act, the previous conduct for loyalty or disloyalty of the defendant and wrong-doer may be given in evidence to the court or jury.

§ 3. Suits and actions under the first section of this act, shall be subject to the statute of limitations, as provided by the second section, chapter 63 Stanton's Revised Statutes, entitled, limitation of actions and suits.

§ 4. This act to take effect thirty days from and after its passage.

The amendment proposed by the committee, as a substitute for the bill and proposed amendment, reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if any soldier, or body of soldiers, or armed band, belonging to, engaged for, acting in, the interest of, or professing to act in the interest of the so-called Confederate States of America, or the so-called Provisional Government of Kentucky, or any armed band not acting under the authority of the United States or the State of Kentucky, or any guerrilla or guerrillas, shall injure or destroy, or take, or carry away any property of any person, county, city, corporate body, association, or congregation of this State; or shall arrest, kidnap, imprison, injure, maltreat, wound or kill any person, the person so arrested, kidnapped, imprisoned, or wounded, if living, shall be entitled to recover such damages as a jury may find; and if dead, his wife, if he should have one, and if no wife, his personal representative, or heir at law, shall be entitled to recover damages to the same extent that the person himself might for any of said injuries, if death had not ensued; and for the property injured, destroyed, taken, or carried away, as aforesaid, the person, city, corporate body, association, or congregation, so injured, shall be entitled to recover double the value thereof in damages; and the damages for any of said injuries may be recovered of any of the persons doing any of said wrongful acts, and of any person or persons who shall aid, advise, abet, encourage, or counsel such acts, or shall harbor, conceal, aid or encourage such wrongdoer, or shall knowingly permit, (when in his power to prevent it,) any member of his family living with him, and under his control, so to aid, abet, advise, encourage, or counsel such acts, or harbor, conceal, aid, or encourage such wrongdoer, and may be sued jointly, with or without such wrongdoers, or some or any or all may be sued until the damages sustained as above provided may have been recovered by the party or parties aggrieved.

§ 2. In any action under this act, the fact of the loyalty or disloyalty of the defendant may be given in evidence to the court or jury; and the previous character for loyalty or disloyalty of the wrongdoers who are not sued, and who committed said acts, may also be given in evidence to the court or jury.

The question was then taken on the adoption of the amendment proposed by the committee, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Read and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Richard H. Field,	Martin P. Marshall,
R. T. Baker,	John F. Fisk,	Henry D McHenry,
N. R. Black,	W W. Gardner,	John A. Prall,
Wm. S. Botts,	John K. Goodloe,	Geo. C. Riffe,
B. H. Bristow,	William H. Grainger,	J. F. Robinson,
Jno. B. Bruner,	Asa P. Grover,	William Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	J. J. Landram,	W. C. Whitaker,
F. L. Cleveland,	J. D. Landrum,	C. T. Worthington,
Harrison Cockrill,	Gibson Mallory,	Geo. Wright—31.
M. J. Cook,		

Those who voted in the negative, were—

J. R. Duncan, Wm. B. Read—2.

Mr. Fisk then moved to amend the 1st section of said bill as follows.

Any disloyal person, who has knowledge of the presence, within the county of his residence, of such guerrilla or guerrillas or predatory band, and fails to give immediade information thereof, if it is reasonably in his power so to do, to either the civil or military authorities in such county, shall be guilty of aiding, harboring, and abetting the wrong-doer under the provisions of this act, and shall be held jointly and severally liable, with such wrong doers, for all illegal acts done by such guerrilla or guerrillas or predatory band, or any of them, during that incursion into said county.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of said amendment, and was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Chiles and Bristow, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	J. D. Landrum,
N. R. Black,	John F. Fisk,	Martin P. Marshall,
B. H. Bristow,	W. W. Gardner,	John A. Prall,

Jas. H. G. Bush,	John K. Goodloe,	Ben. Spalding,
W. T. Chiles,	William H. Grainger,	W. C. Whitaker,
Harrison Cockrill,	T. W. Hammond,	C. T. Worthington,
Milton J. Cook,	John J. Landram,	George Wright—21.

Those who voted in the negative, were—

T. T. Alexander,	Richard H. Field,	Wm. B. Read,
William S. Botts,	Asa P. Grover,	George C. Riffe,
John B. Bruner,	Gibson Mallory,	James F. Robinson,
Francis L. Cleveland,	Henry D. McHenry,	William Sampson—12.

Ordered, That said bill, as amended, be engrossed and read a third time.

Mr. Grover then moved to amend the bill, by way of engrossed ryder, as follows, viz:

Add to the last section of the bill the following proviso:

Provided: That in any action prosecuted under the provisions of this act, the *test of loyalty* shall be whether the defendant or defendants *have adhered to and supported the Constitution of the United States and of the State of Kentucky*, and have complied with, and been obedient to, the laws enacted in pursuance thereof.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grover and Read, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Wm. H. Grainger,	Wm. B. Read,
Wm. S. Botts,	Asa P. Grover,	Geo. C. Riffe,
John B. Bruner,	John J. Landram,	Jas. F. Robinson,
James H. G. Bush,	Gibson Mallory,	William Sampson,
F. L. Cleveland,	M. P. Marshall,	Ben. Spalding,
Harrison Cockrill,	H. D. McHenry,	C. T. Worthington,
Richard H. Field,	John A. Prall,	Geo. Wright—22.
W. W. Gardner,		

Those who voted in the negative, were—

R. T. Baker,	M. J. Cook,	T. W. Hammond,
N. R. Black,	J. R. Duncan,	J. D. Landrum,
B. H. Bristow,	John F. Fisk,	W. C. Whitaker—11.
W. Chiles,	John K. Goodloe,	

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and Bush, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	Martin P. Marshall,
N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	W. W. Gardner,	Geo. C. Riffe,

B. H. Bristow,	John K. Goodloe,	James F. Robinson,
James H. G. Bush,	Wm. H. Grainger,	Ben. Spalding,
W. T. Chiles,	T. W. Hammond,	W. C. Whitaker,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Harrison Cockrill,	J. D. Landrum,	George Wright—25.
Milton J. Cook,		

Those who voted in the negative, were—

T. T. Alexander,	Asa P. Grover,	Wm. B. Read,
John B Bruner,	Gibson Mallory,	Wm. Sampson—8.
R. H. Field,	H. D. McHenry,	

Resolved, That the title thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 21, 1862.

An act establishing a toll bridge over Clark's river in McCracken county.

An act to incorporate the town of Horse Cave, in Hart county.

An act to incorporate the Poplar Plains and Upper Fox Springs turnpike road company.

An act to change the place of voting in the Knob precinct of Bullitt county.

An act to change the place of voting in district No. 1, in Powell county.

An act to change the place of voting in the Jeffersonville precinct, in Montgomery county.

An act to change the place of voting in the Rocky Hill precinct, in Barren county.

An act requiring the Register to have certain record books rebound.

An act for the benefit of the sheriff of Hart county.

An act for the benefit of Josiah N. Murphy, commissioner of Monroe county.

An act to amend the charter of the Springfield, Maxville, and Willisburg turnpike company.

An act to establish a road law for Boyd county.

An act to settle the accounts of Colonels of volunteer regiments and other persons connected with raising volunteer regiments during the present rebellion.

An act to change the line between the counties of Letcher and Harlan.

An act to change the time of holding the Trimble circuit court.

Also, enrolled bills and a resolution which originated in the Senate of the following titles, viz:

An act concerning the importation of slaves into this Commonwealth.

An act to amend article 2, chapter 42, of the Revised Statutes, entled, "Guardian and Ward."

An act to incorporate the Louisville and Jefferson county association.

An act for the benefit of the town of Madisonville.

Resolution in relation to an adjournment of the Legislature.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

Bills from the House of Representatives, o he following titles were severally read the first time viz:

1. An act in relation to turnpike roads in this Commonwealth.

2. An act to regulate the time of holding the circuit courts of the 4th judicial district.

3. An act to authorize a settlement to be made with Sidney S. Lyons, late State Geologist.

4. An act for the benefit of D. L. Miller, sheriff of Ohio county.

5. An act for the benefit of George W. Kouns, of Boyd county.

6. An act for the benefit of J. H. Allison, Sheriff of Lawrence county.

7. An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

8. An act for the benefit of A. P. Hickman, assessor for Shelby county.

9. An act for the benefit of Wm. Herrin, sheriff of Fulton county.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was referred to the committee on Internal Improvement; the 3d to the committee on Geological Survey; the 5th to the committee on Finance; and the 2d, 4th, 6th, 7th, 8th and 9th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the Senate adjourned.

THURSDAY, FEBRUARY 18, 1864.

A message was received from the House of Representatives, announcing that they had disagreed to the amendment proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to provide for the increase of the common school fund.

That they had disagreed to a bill from the Senate, entitled,

An act to authorize the First Cumberland Presbyterian church of the city of Louisville to sell certain property.

That they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act for the benefit of Peter Jett.

An act for the benefit of certain citizen soldiers of Harrison county.

An act for the benefit of Joseph A. Howerton, of Bourbon county.

An act for the benefit of John Peters, late sheriff of Owsley county.

An act for the benefit of J. L. McCarty, sheriff of Whitley county.

An act for the benefit of Benjamin F. Davis, of Barren county.

An act to amend sub section 5, section 8, chapter 39, of the Revised Statutes.

An act for the benefit of Fleming Bates, late sheriff of Wayne county.

An act reviving and amending an act, entitled, an act incorporating the Louisville and Newport branch railroad company.

That they had passed bills from the Senate, of the following titles:

An act to amend chapter 3, article 1, section 25, Civil Code of Practice.

An act to incorporate the Louisville association for improving the condition of the poor.

An act for the benefit of the executor and sureties of R. F. Samuels, deceased, late clerk of the Bullitt circuit and county courts.

An act authorizing the Governor to remit the damages on judgments against defaulting officers.

An act to empower the Board of Managers of the Western Lunatic Asylum to sell and convey certain real estate.

An act for the benefit of the commissioners of the sinking fund of Marion county.

An act to amend an act, entitled, an act to incorporate the Elizaville and Pleasant Valley Mills turnpike road company.

An act for the benefit of William Pickett, Sr., of Knox county.

An act for the benefit of the trustees of the Methodist Episcopal church south, of Columbia circuit.

An act to amend the charters of the Louisville and Frankfort, and Lexington and Frankfort railroad companies.

An act authorizing the county court of Boone county to sell certain land belonging to said county.

An act giving certain officers in Clinton county further time to execute bond, and take the oath of office, and enter upon the duties of their respective offices.

That they had passed bills of the following titles, viz:

1. An act to establish a State road from Canton to Murray, in Calloway county, and from Murray to Mayfield, in Graves county.

2. An act to amend the law concerning new trials.

3. An act for the benefit of certain sheriffs and clerks and their sureties

4. An act to provide for the adjustment, settlement, and collection of old balances due the State for license, taxes, &c., prior to Dec. 31st, 1859.

5. An act to appropriate money.

6. An act to revive the law as to informers in gaming cases.

7. An act for the benefit of Somerset academy.

8. An act exempting certain property from taxation.

9. An act for the benefit of H. P. Middleton, late sheriff of Lincoln county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st to the committee on Internal Improvement; the 2d and 6th to the committee on the Judiciary; the 3d, 4th, 5th, 8th and 9th to the committee on Finance; and the 7th to the committee on Education.

A message was received from the House of Representatives, announcing that they had received official information from the Governor, that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act conferring additional power on the judge of the Estill county court.

An act to amend chapter 4, of the Code of Practice in Criminal Cases allowing attachments in certain cases.

An act for the benefit of Paul C. Bedford, sheriff of Montgomery county.

An act for the benefit of John H. Eastham, sheriff of Boyd county.

An act for the benefit of Stephen J. England, late sheriff of Carter county.

An act for the benefit of the sheriff of Calloway county.

An act for the benefit of Robert Young, of Nicholas county.

An act for the benefit of W. B. Ely, sheriff of Marshall county.

An act for the benefit of James W. Johnson, sheriff of Rowan county.

An act for the benefit of C. L. Raison, executor of William Williams, deceased.

An act for the benefit of Geo. W. Baker, late sheriff of Jackson county.

An act for the benefit of W. B. Simmons, late sheriff of Meade county.

An act for the benefit of Omer Wilson, late sheriff of Bath county.

An act for the benefit of A. W. Quinn.

An act for the benefit of R. R. Bolling.

An act for the benefit of Isham G. Hamilton, late clerk of the Boone county court.

An act to change the line between the counties of Russell and Casey.

An act to authorize the jailers of Hickman and Fulton counties to appoint deputies.

An act to increase the jurisdiction of the courts, circuit and county, of Harlan county.

An act for the benefit of R. C. Hudson, late sheriff of Oldham county.

An act to increase the jurisdiction of the quarterly court and courts of justices of the peace, in Whitley county.

An act to increase the jurisdiction of the county judge and justices of the peace of Knox county.

An act to empower the board of trustees of East Maysville, to levy and collect a tax, in common school district No. 26, in Mason county, for the support of public schools in said district.

An act to continue in force an act, entitled, an act to amend an act, entitled, an act requiring certain officers and teachers in this Commonwealth to take an oath of office, approved February 21, 1863.

An act concerning the jails of this Commonwealth.

An act to create a board of commissioners of the sinking fund of of Pendleton county.

An act for the benefit of Joseph E. Mulky, late sheriff of Monroe county.

An act for the benefit of Harvey Helm, late sheriff of Lincoln county.

An act for the benefit of Milton Mann, administrator of William Ricketts.

An act for the benefit of William Romans.

An act to amend an act to incorporate the Cloverport oil and coal company, approved December 20th, 1861.

An act for the benefit of J. W. Sallee, late sheriff of Pulaski county.

An act appropriating money to the Western Lunatic Asylum.

An act for the benefit of Ben. F. Shepherd, sheriff of Carter county.

An act to amend article 13, of chapter 28, of Revised Statutes.

An act for the benefit of the Richmond and Lexington turnpike road company.

An act to fix the time of holding circuit courts in the 10th judicial district.

An act to amend article 2, chapter 78, of the Revised Statutes.

An act for the investment of certain funds, belonging to the State, with a view to increasing the resources of the sinking fund.

An act for the benefit of V. B. Young, of Bath county.

An act for the benefit of H. M. Ford, late sheriff of Pike county.

An act for the benefit of Henry Haynes, sheriff of Grayson county.

An act for the relief of C. J. Coker and John Boyer, of Fulton county.

An act for the benefit of William Mullins, late sheriff of Wayne county.

An act in relation to Mt. Sterling male academy.

An act for the benefit of S. B. Pell, sheriff of Hancock county.

An act to incorporate the Columbia and Burksville turnpike road company.

That they had adopted a resolution entitled,

Resolution extending the present session of the Legislature to the 22d inst.

By Mr. Alexander, from the committee on County Courts, reported

A bill to regulate the holding of the circuit courts in Wayne, Russell and Casey counties.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bristow, from the committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled,

An act to pay for horses empressed in Bracken county, by Col. J. Taylor Bradford, by order of the Governor, in September, 1862.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	Milton J. Cook,	Henry D. McHenry,
R. T. Baker,	Richard H. Field,	John A. Prall,
N. R. Black,	John F. Fisk,	George C. Riffe,
Wm. S. Botts,	W. W. Gardner,	Jas. F. Robinson,
B. H. Bristow,	Wm. H. Grainger,	William Sampson,
John B. Bruner,	T. W. Hammond,	Ben. Spalding,
James H. G. Bush,	John J. Landram,	W. C. Whitaker,

W. T. Chiles, Gibson Mallory, C. T. Worthington,
Francis L. Cleveland, Martin P. Marshall, George Wright—28.
Harrison Cockrill,

Those who voted in the negative, were–

J. R. Duncan, Asa P. Grover, Wm. B. Read—3.

Resolved, That the title thereof be as aforesaid.

The Senate, according to order, took up for consideration

A bill to prevent the spread of small-pox.

Mr. Whitaker moved to amend the 1st section of the bill.

Mr. Wright moved to amend the amendment by adding thereto the following proviso, viz:

Provided, That no head of a family shall be inhibited from vaccinating his own family and his friends.

Mr. Riffe moved to lay the bill and amendments on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Whitaker and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander, M. J. Cook, William Sampson,
J. B. Bruner, William H. Grainger, Ben. Spalding,
W. T. Chiles, T. W. Hammond, George Wright—11.
Harrison Cockrill, George C. Riffe,

Those who voted in the negative, were—

R. T. Baker, John F. Fisk, Henry D. McHenry,
N. R. Black, W. W. Gardner, John A. Prall,
William S. Botts, Asa P. Grover, Wm. B. Read,
James H. G. Bush, John J. Landram, Jas. F. Robinson,
Francis L. Cleveland, J. D. Landrum, W. C. Whitaker,
J. R. Duncan, Gibson Mallory, C. T. Worthington—20.
Richard H. Field, Martin P. Marshall,

Ordered, That said bill be referred to a select committee consisting of Messrs. Whitaker, Gardner, Chiles, J. D. Landrum, Duncan, Robinson and Grover.

Mr. Sampson, in pursuance of order, reported the resolution which had been referred to the committee on the Judiciary, entitled,

Resolution appointing a committee to visit the different charitable institutions of the State.

Which was adopted.

Mr. Alexander was appointed on the part of the Senate, to act in conjunction with a similar committee appointed on the part of the House, to settle with Grant Green, late Auditor of Public Accounts.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act to establish a claim agency for Kentucky, in the city of Washington.

Ordered, That said bill be referred to the committee on the Judiciary.

Mr. Prall reported

A bill for the benefit of Alexander R. Macey, of Franklin county.

Which was read the first time, and ordered to be read a second time.

Pending the consideration of which the hour arrived for taking up the orders of the day.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act to establish a court of common pleas for the county of Jefferson.

Mr. Alexander moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Grainger and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. T. Alexander,	John F. Fisk,	George C. Riffe.
N. R. Black,	T. W. Hammond,	Jas. F. Robinson,
John B. Bruner,	Gibson Mallory,	George Wright—11.
J. R. Duncan,	Martin P. Marshall,	

Those who voted in the negative, were—

R. T. Baker,	M. J. Cook,	Henry D. McHenry,
Wm. S. Botts,	Richard H. Field,	John A. Prall,
B. H. Bristow,	W. W. Gardner,	Wm. Sampson,
Jas. H. G. Bush,	William H. Grainger,	Ben. Spalding,
W. T. Chiles,	Asa P. Grover,	W. C. Whitaker,
Francis L. Cleveland,	John J. Landram,	C. T. Worthington—20.
Harrison Cockrill,	J. D. Landrum,	

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was taken on the passage of said bill, and it was decided in the negative, a constitutional majority not having voted therefor.

The yeas and nays being required thereon by Messrs. Bruner and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
Wm. S. Botts,	R. H. Field,	H. D. McHenry,
B. H. Bristow,	W. W. Gardner,	John A. Prall,
James H. G. Bush,	Wm. H. Grainger,	Wm. Sampson,
W. T. Chiles,	Asa P. Grover,	W. C. Whitaker,
F. L. Cleveland,	John J. Landram,	C. T. Worthington—18.

Those who voted in the negative, were—

T. T. Alexander,	J. R. Duncan,	Martin P. Marshall,
N. R. Black,	John F. Fisk,	Geo. C. Riffe,
John B Bruner,	T. W. Hammond,	Jas. F. Robinson—11.
Harrison Cockrill,	Gibson Mallory,	

The Senate also took up for consideration a bill from the House of Representatives, entitled,

An act regulating the jurisdiction of the Jefferson circuit court in misdemeanor cases.

Mr. Grover moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon its passage, and it was decided in the negative.

So the said bill was disagreed to.

The Senate also took up for consideration a bill from the House of Representatives, entitled,

An act to provide for a change in the time of holding the Jefferson circuit court.

Ordered, That the further consideration of said bill be postponed until to-morrow at 10½ o'clock, A. M.

Mr. Cyrenius Waite, from the 17th Senatorial district, elected to fill the vacancy occasioned by the death of Mr. M. P. Buster, appeared, produced a certificate of his election, and took the oaths prescribed by the constitution and laws of the State and of the United States.

The Senate took up for consideration the amendment proposed by the House of Representatives, to an amendment proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to fix the time of holding courts in the 11th judicial district.

Which was twice read and concurred in.

The Senate also took up for consideration

A bill regulating the manner of soldiers voting for electors of President and Vice President of the United States, within and without the State.

Mr. Fisk moved to amend said bill.

Ordered, That said bill be referred to the committee on the Judiciary, with instructions to report thereon at 10½ o'clock, A. M., to-morrow.

Mr. Robinson, from the committee on the Judiciary, reported

A bill to provide for the establishment and organization of the army of Kentucky.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cleveland, from the committee on the Banks, to whom had been referred

A bill to incorporate the Exchange Bank of Kentucky.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Bush, were as follows, viz:

Those who voted in the affirmative, were—

Richard H. Field,	John J. Landram,	Henry D. McHenry,
W. W. Gardner,	J. D. Landrum,	John A. Prall,
William H. Grainger,	Gibson Mallory,	George C. Riffe,
Asa P. Grover,	Martin P. Marshall,	William Sampson—12.

Those who voted in the negative, were—

R. T. Baker,	W. T. Chiles,	James F. Robinson,
N. R. Black,	Milton J. Cook,	W. C. Whitaker,
William S. Botts,	John F. Fisk,	C. T. Worthington—11.
Jas. H. G. Bush,	T. W. Hammond,	

Resolved, That the title thereof be as aforesaid.

The Senate took up for consideration the resolution from the House of Representatives, entitled,

Resolution extending the present session of the General Assembly to the 22d inst.

Said resolution was then amended.

The question being taken on concurring in said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and Bush, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. W. Gardner,	John A. Prall,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
John B. Bruner,	Asa P. Grover,	James F. Robinson,
W. T. Chiles,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	J. D. Landrum,	Cyrenius Waite,
Harrison Cockrill,	Gibson Mallory,	W. C. Whitaker—20.
J. R. Duncan,	Martin P. Marshall,	

Those who voted in the negative, were—

T. T. Alexander,	Milton J. Cook,	Henry D. McHenry,
R. T. Baker,	Richard H Field,	Wm. Sampson,
N. R. Black,	John F. Fisk,	C. T. Worthington—10.
James H. G. Bush,		

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to pay for horses impressed in Bracken county by Col J. T. Bradford, by order of the Governor, in September, 1862.

An act for the benefit of Polly Dufour.

An act to incorporate the Shelbyville and Bardstown turnpike company.

An act for the benefit of John Peters, late sheriff of Owsly county.

An act to incorporate the Ludlow turnpike company.

An act for the benefit of Joseph A. Howerton, of Bourbon county.

An for the benefit of Benj. F. Davis, of Barren county.

An act for the benefit of Peter Jett.

An act to amend an act, to further define the duties, &c. of the agent of the Auditor, approved February 26, 1863.

An act for the benefit of the Eastern and Western Lunatic Asylums of Kentucky.

An act for the benefit of Fleming Bates, late sheriff of Wayne county.

An act to amend section 4, article 4, chapter 83, Revised Statutes.

An act for the benefit of J. L. McCarty, sheriff of Whitley county.

An act reviving and amending an act incorporating the Louisville and Newport branch railroad company, approved March 1st, 1854, and the act amending the same, approved March 1st, 1856, changing the name of the same to the Louisville, Covington and Newport branch railroad company.

An act for the benefit of certain citizen soldiers of Harrison county, Kentucky.

An act to provide funds for paying troops raised for defense of the State.

An act to amend an act, entitled, an act to charter the city of Louisville.

An act to change the time of holding circuit courts in Marion county.

An act for the benefit of R. J. Maxey, surveyor of Monroe county.

Resolution appointing delegates to attend a convention in Louisville to take into consideration the improvement of the Ohio river.

Resolution appointing a committee to settle with Grant Green, late Auditor of Public Accounts.

Also an enrolled bill which originated in the Senate, of the following title, viz:

An act to amend an act, entitled, an act to establish an Institution for the Education of Idiots and Feble-Minded Children.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate took up for consideration

A message from the Governor, which reads as follows viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *February 17th*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be notaries public in the following counties, viz:

Joseph P. Gheen, W. R. Thompson, and Oliver H. Stratton, of Jefferson county.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration the disagreement of the House of Representatives, to an amendment proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to provide for an increase of the common school fund.

Resolved, That the Senate do insist upon their amendment.

Ordered. That a message be sent to the House of Representatives informing them that the Senate insists upon their amendment to the bill last cited.

And then the Senate adjourned.

FRIDAY, FEBRUARY 19, 1864.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following title, viz:

An act to provide an office for the Clerk of the Court of Appeals.

An act for the benefit of the sheriff of McCracken county.

An act for the benefit of G. W. Reid, sheriff of Gallatin county.

An act authorizing the late Auditor of Kentucky to complete the unfinished business in his office.

An act to amend an act, entitled, an act for the benefit of the Assistant Secretary of State, approved February 25, 1860.

An act for the benefit of John Word and Washington Valentine, of Knox county.

An act for the benefit of John E. Gowen, late sheriff of Christian county, and his sureties.

An act for the benefit of William Vaun and J. J. Wood, of Clinton county.

An act for the benefit of Noah N. Johnson, late sheriff of Webster county.

An act for the benefit of the sureties of W. A. L. B. Sharp, late sheriff of Estill county.

An act for the benefit of the administrators and sureties of W. R. Baker, deceased, late sheriff of Hopkins county.

An act for the benefit of W. E. Hill sheriff of Johnson county, and his sureties.

An act for the benefit of R. T. McDaniel and his sureties.

An act to amend and reduce into one all acts incorporating the Masonic Savings Institution.

With amendments to the three last named bills.

Which were concurred in.

That they had disagreed to a bill from the Senate, entitled,

An act for the benefit of the sheriffs of this Commonwealth.

That they had adopted resolutions entitled,

Resolution in relation to Federal affairs.

That they had received official information from the Governor that he had approved and signed enrolled bills originating in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Horse Cave, in Hart county.

An act to incorporate the Poplar Plains and Upper Fox Springs turnpike road company.

An act for the benefit of the sheriff of Hart county.

An act to change the place of voting in district No. 1, in Powell county.

An act to amend the charter of the Springfield, Maxville, and Willisburg turnpike company.

An act to change the place of voting in the Knob precinct of Bullitt county.

An act to settle the accounts of Colonels of volunteer regiments and other persons connected with raising volunteer regiments during the present rebellion.

An act to change the line between the counties of Letcher and Harlan.

An act to change the time of holding the Trimble circuit court.

An act for the benefit of Josiah N. Murphy, commissioner of Monroe county.

An act to change the place of voting in the Rocky Hill precinct, in Barren county.

An act requiring the Register to have certain record books rebound.

An act to establish a road law for Boyd county.

An act to repeal an act, entitled, an act exempting school children from payment of tolls, approved February 21, 1862.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Estill county.

2. An act for the benefit of Breathitt, Magoffin, Harlan and Perry counties.

3. An act for the benefit of A. C. Wilson, sheriff of Owsley county.

4. An act to amend section 9, article 8, chapter 83, of the Revised Statutes, title "Revenue and Taxation."

5. An act for the benefit of Knox county.

6. An act for the benefit of W. G Wade, late sheriff of Simpson county.

7. An act for the benefit of J. W. Heeter, J. W. Foster, B. A. Foster, and Jackson Morgan, sureties of A. W. Foster, late sheriff of Allen county.

8. An act for the benefit of the sheriff of McLean county.

9. An act for the benefit of the circuit and county court clerks of Marion county.

10. An act for the benefit of T. B. Harrison, late sheriff of Logan county.

11. An act to amend an act, entitled, an act for the benefit of the securities of R. L. South, late sheriff of Breathitt county.

12. An act for the benefit of George W. Doneghy, sheriff of Boyle county.

13. An act for the benefit of the sureties of L. D. Owens, late sheriff of Henry county.

14. An act for the benefit of James A. Moore, late sheriff of Pendleton county, and his securities.

15. An act for the benefit of John M. Curry, late sheriff of Pendleton county.

16. An act for the benefit of Wm. Simpson, late clerk of the Wayne circuit and county courts.

17. An act authorizing Wayne county court to sell town lots in Monticello.

18. An act for the benefit of J. M. Harper, late sheriff of Caldwell county.

19. An act for the benefit of Samuel F. Roberts, late sheriff of Kenton county.

20. An act to amend section 9, article 8, chapter 83, of the Revised Statutes, title "Revenue and Taxation."

Messrs. Bristow and Whitaker were appointed to committee to act in conjunction with a similar committee to be appointed on the part of the House, to consider the disagreement between the two Houses in relation to an amendment proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to provide for an increase of the common school fund.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Louisville and Jefferson county association.

An act to amend article 2, chapter 42, of the Revised Statutes, entitled "Guardian and Ward."

An act concerning the importation of slaves into this Commonwealth.

An act for the benefit of the town of Madisonville.

An act to amend an act, entitled, an act to establish an Institution for the Education of Idiots and Feeble-minded Children.

Also, the following message in writing:

Executive Department,
Frankfort, Feb. 18, 1864.

Gentlemen of the Senate:

I herewith transmit to your honorable body the report of the Farmers Bank of Lentucky and its branches. I also nominate for your advice and consent the following persons to be notaries public in the counties named, viz:

Simeon M. Drake, of Fayette county; Ed. R. Murrell, of Ohio county; Jarrett Bull, of Jefferson county.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointments.

Also a message in writing, which is follows:

Executive Department,
Frankfort, February 19, 1864.

Gentlemen of the Senate:

I nominate for advice and consent, Alexander H. McCoy, of Clarke county, to be notary public for said county.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointment.

Mr. Fisk, from the committee on Revised Statutes, reported

A bill to repeal certain acts in relation to public printing and public binding, passed in 1861 and 1862.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended, so as to read as follows, viz:

An act to regulate the public printing and binding.

Mr. Robinson, from the committee on the Judiciary, to whom had been referred

A bill regulating the manner of soldiers voting for electors of President and Vice President of the United States, within and without the State.

Reported the same with an amendment.

Which was concurred in.

Said bill was further amended.

Ordered, That said bill be read a third time.

Said bill as amended reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all qualified voters of this State who shall be in the actual military service of the United States, or of this State, either within this State or without the same, on the day of the next Presidential election, shall be entitled to exercise the right of suffrage at the election to be held pursuant to law on the Tuesday next after the first Monday in November next, for the election of electors of President and Vice President of the United States, at any voting precinct in this State, whether resident therein or not, and those, at that time, out of the State, at the several posts, camps, or places where the regiment, or battery of artillery, or part of a regiment, not less than one company, under a separate command, to which such voters belong, may be, on that day, as fully as if such voters were present at the several precincts in this State in which such election may be held, and in which such voters would be entitled to vote, any provisions of law now in force to the contrary notwithstanding: *Provided*, That the word "company," as used in this act, shall not be held or construed so as to prohibit the members of any company or battery of artillery present for duty at any post, camp, or place in which such company or battery may be stationed, from exercising the privileges authorized by this act, although the members of said company or battery of artillery so present, shall be less in number than the minimum number required to organize a company or battery of artillery.

§ 2. To carry into effect the provisions of the preceding section, elections may be held at the several posts, camps, or places in said

section mentioned, which elections shall be conducted, so far as practicable, and not inconsistent with the provisions of this act, in the manner prescribed by the election laws of this State.

§ 3. The vote shall be taken by regiments whenever it is practicable to convene the larger part of the regiment; and the three ranking officers in each regiment shall act as judges of the election; otherwise, the vote shall be taken by companies, and when taken by companies, the three ranking officers in each company of infantry, cavalry or battery of artillery, shall act as judges of the election held under this act. In case of the absence, or inability, or refusal to act of any of the officers hereinbefore named, their duties as judges of election shall be performed by the officer or officers next in rank. The officer highest in rank, acting as judge of election, in such company, or regiment or battery of artillery, shall be chairman of the board of judges. The judges of each company, or regiment, or battery of artillery, shall make a separate canvass and statement of the result, in writing, of the votes cast by such company, or regiment, or battery of artillery, as herein provided. The regimental and staff officers of each regiment shall be entitled to vote at the polls opened in any company of the regiment to which they belong.

§ 4. The officers who shall act as judges under this act, shall appoint a qualified voter to act as clerk of the election.

§ 5. Previously to receiving any votes, the judges and clerk of the election shall severally take an oath or affirmation, that they will support the constitution of the United States, and of the State of Kentucky, and will impartially perform their duties as judges or clerk, according to law; and will earnestly endeavor to prevent all fraud, deceit, or abuse in conducting the same; said oath or affirmation shall be either printed or in writing, or partly printed and partly written, shall be subscribed and rank given by the person taking the same, and may be administered by either of said judges, and shall be annexed to, and returned with, the poll lists, as hereinafter provided.

§ 6. The polls of the election shall be opened and closed at such hours as the judges shall agree upon: *Provided*, That sufficient time shall be given for all voters in the regiment, company or battery to vote.

§ 7. It shall be the duty of each judge of elections, and the privilege of each voter, to challenge any person offering to vote, when he shall know, or have any reason to suspect or believe that such person is not a qualified voter; and to every person challenged by any judge or qualified voter, one of the judges shall administer an oath that he will true answer make to all questions touching his residence and qualifications as a voter, at the election, and the same questions, in substance, shall be put, and the same proceedings had, as may be required at general elections in this State.

§ 8. The judges shall see that order is maintained, and that each voter be permitted to go to the polls and vote, without intimidation or restraint, for the men of his choice.

§ 9. The clerk shall keep correct poll-lists, containing the names of all the persons voted for, and the names of the person voting, and the county of his residence, opposite his name and vote, which lists shall

be certified by the judges, or a majority of them, and the clerk, as correct and true accounts of the proceedings therein mentioned.

§ 10. After the polls are closed, the judges shall canvass the votes cast, and shall make a statement of the result, in writing, at the close of the poll-list; and said statement shall be signed by the judges and clerk, in accordance with the provisions of this act and of the law relating to the general elections of this State; and shall certify whether or not the election was free, and the voters permitted to vote without illegal constraint or force; and if any illegal influence or constraint was used to influence the voters or any of them, to state the facts fully in the certificate. Such poll shall be counted or rejected, in whole, or in part, as from the facts stated, the board of examiners shall deem just. Said poll-lists, so certified, shall, under seal, be transmitted to the Governor. One copy of the aforesaid statement, duly certified to be correct by the judges, or a majority of them, shall, under seal, be transmitted to the Secretary of State, and a like copy to the Attorney General. Said poll-lists and certificates may be transmitted by mail or otherwise, and the officer receiving the same shall certify on the envelope containing it the mode by which it came, and its condition when received—stating whether the same came sealed or open, and whether or not it had been sealed.

§ 11. Any person who shall vote at any election held under this act, who shall not be a qualified voter, under the laws of this State, shall be proceeded against, in all respects, as though he had, in the same manner, violated the election laws within the boundaries of this State, at any general election, and be punished accordingly.

§ 12. The poll-lists or certificates aforesaid, when received by the Governor, Secretary of State, and Attorney General, and in the absence of either of them, the Auditor, or any two of them, shall in all respects be examined, and the votes therein set down, and counted as a portion of the votes of this State, precisly the same as those received from the board of examiners of poll books of a county in the State; and said votes shall, in all respects, be as legal and valid as those for the same purpose, cast at any precinct within the State.

§ 13. It shall be the duty of the Secretary of State to prepare suitable blanks for carrying into effect the provisions of this act, and transmit a sufficient number, together with a copy of this act, accompanied with such extracts from the general election laws, as may be necessary to enable the judges to perform their duties under this act, to the captain or commanding officer of each company, and battery of artillery, with such printed instructions as he may deem necessary.

§ 14. This act to take effect from and after its passage.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grover and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	Henry D. McHenry,
N. R. Black,	Richard H Field,	John A. Prall,
William S. Botts,	John F. Fi-k,	George C. Riffe,
B. H. Bristow,	W. W. Gardner,	James F. Robinson,
John B. Bruner,	William H. Grainger,	Wm. Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
W. T. Chiles,	John J. Landram.	Cyrenius Waite,
F. L. Cleveland,	J. D. Landrum,	W. C. Whitaker,
Harrison Cockrill,	Gibson Mallory,	C. T. Worthington—29.
Milton J. Cook,	Martin P. Marshall,	

In the negative—Asa P. Grover.

Resolved, That the title thereof be as aforesaid.

Mr. Whitaker, from a select committee, reported

A bill to prevent the spread of small-pox.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Whitaker and Bush, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	Gibson Mallory,
N. R. Black,	Richard H. Field,	Martin P. Marshall,
Wm. S. Botts,	John F. Fisk,	Henry D. McHenry,
B. H. Bristow,	W. W. Gardner,	George C. Riffe,
James H. G. Bush,	Wm. H. Grainger,	Jas. F. Robinson,
W. T. Chiles,	Asa P. Grover,	William Sampson,
Francis L. Cleveland,	T. W. Hammond,	Cyrenius Wait,
Harrison Cockrill,	John J. Landram,	W. C. Whitaker,
Milton J. Cook,	J. D. Landrum,	C T. Worthington—27.

Those who voted in the negative, were--

John B. Bruner, Ben. Spalding—2.

Resolved, That the title thereof be as aforesaid.

Messrs. Mallory and Grainger were appointed to committee on the part of the Senate, to act in conjunction with a similar committee to be appointed on the part of the House, to attend a convention to be held in the city of Louisville, having for its object the improvement of the navigation of the Ohio river.

Mr. Botts, from the committee on Finance, to whom was referred a bill from the House of Representatives, entitled,

An act to appropriate money.

Reported the same without amendment.

Said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill having been dispensed with,

The question was then taken upon its passage, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	Martin P. Marshall,
N. R. Black,	R. H. Field,	H. D. McHenry,
Wm. S. Botts,	John F. Fisk,	John A. Prall,
B. H. Bristow,	Wm. H. Grainger,	Geo. C. Riffe,
John B Bruner,	Asa P. Grover,	Jas. F. Robinson,
James H. G. Bush,	T. W. Hammond,	Wm. Sampson,
W. T. Chiles,	John J. Landram,	Ben. Spalding,
F. L. Cleveland,	J. D. Landrum,	Cyrenius Wait,
Harrison Cockrill,	Gibson Mallory,	C. T. Worthington—27.

In the negative—M. J. Cook.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration

A bill to incorporate an Agricultural College in Kentucky.

Said bill was amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	Henry D McHenry,
N. R. Black,	W. W. Gardner,	John A. Prall,
Wm. S. Botts,	Wm. H. Grainger,	G. C. Riffe,
B. H. Bristow,	Asa P. Grover,	James F. Robinson,
John B. Bruner,	T. W. Hammond,	Wm. Sampson,
Jas. H. G. Bush,	John J. Landram,	Ben. Spalding,
W. T. Chiles,	J. D. Landrum,	Cyrenius Wait,

Milton J. Cook, Gibson Mallory, W. C. Whitaker,
J. R. Duncan, Martin P. Marshall, C. T. Worthington—28.
R. H. Field,

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives announcing that they had concurred in the amendments proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to appropriate money.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Riffe, from the committee on Religion—

An act to incorporate the Chestnut street Baptist church, in Louisville, formerly known as the Jefferson street Baptist church.

By same—

An act to incorporate the Cephra Eshuren Burial Society, in Paducah.

By Mr. Fisk, from the committee on Revised Statutes—

An act to amend the charter of the town of New Castle, in Henry county.

By Mr. Robinson, from the committee on the Judiciary—

An act to amend the law concerning new trials.

By Mr. Sampson, from the same committee—

An act to amend the laws regulating the duties of the commissioners of the sinking fund of the Bardstown and Louisville railroad company, in Nelson county.

By Mr. Botts, from the committee on Finance—

An act for the benefit of D. N. Walden, sheriff of Henderson county.

By same—

An act for the benefit of F. Garrett, and his securities.

By same—

An act for the benefit of John G. Wyatt, of Montgomery county.

By same—

An act for the benefit of Caroline Pitman, a pauper idiot, of Pulaski county.

An act for the benefit of Joseph R. Witty, late sheriff of Metcalfe county.

By same—

An act for the benefit of E. A. Rider and George Wallace.

By same—

An act for the benefit of Reuben Payne, late sheriff of Russell county.

By same—

An act for the benefit of H. P. Middleton, late sheriff of Lincoln county.

By same—

An act to supply Monroe county with certain books.

By Mr. Mallory, from the committee on Agriculture and Manufactures—

An act to amend an act, entitled, an act to incorporate the Bremen and London petroleum and mining company.

By same—

An act to amend an act, entitled, an act to incorporate the Louisville association for the improvement of the breed of horses.

By Mr. McHenry, from the committee on Circuit Courts—

An act for the benefit of Elias P. Davis, clerk of the Carter circuit and county courts.

By same—

An act for the benefit of Wm. Smith, late clerk of the Grant county and circuit courts.

By same—

An act for the benefit of J. H. Howard, late county and circuit clerk of Montgomery county.

By same—

An act for the benefit of Geo. H. Milliken, late clerk of the Simpson circuit and county court.

By same—

An act for the benefit of the county court of Christian county.

By same—

An act to authorize Boyd county to create a bridge fund.

By Mr. J. J. Landram, from the committee on County Courts—

An act for the benefit of Boone county.

By same—

An act for the benefit of the county court of the county of Hopkins.

By same—

An act for the benefit of the county court of Hickman county.

By same—

An act for the benefit of Knox county court.

By same—

An act creating an additional justices district and voting precinct in Meade county.

By same—

An act to change the time of holding the quarterly court of Washington county.

By same—

An act to change the time of levying the railroad tax for the Louisville and Nashville railroad by the Simpson county court.

By same—

An act authorizing the county court of Butler county to order elections in certain cases.

By same—

An act for the benefit of McCracken county.

By same—

An act to authorize county court clerks to have rebound the books of record in their offices which may require it.

By Mr. Baker, from the same committee—

An act empowering the county court of Mason county to levy and collect a tax upon the slaves in said county, to maintain patrols and special patrol companies in said county.

By same—

An act to authorize the Mercer county court to sell the old jail and lot, and to levy a tax to build a new jail.

By same—

An act to legalize the acts of justices of the peace and constables in district No. 8, in Meade county.

By same—

An act for the benefit of Powell county.

By same—

An act for the benefit of Sill Lambden, of Whitley county.

By Mr. Bruner, from the committee on Education,

An act for the benefit of Somerset academy.

By same—

An act to incorporate the Kentucky College of dental science.

By Mr. Baker, from the committee on Internal Improvement—

An act to amend an act passed March 30, 1861, to incorporate the town of Quincy, Lewis county.

By same—

An act to amend the charter of the Bardstown and Louisville railroad company.

By same—

An act to establish a State road from Canton to Murray, in Calloway county, and from Murray to Mayfield, in Graves county.

By same—

An act in relation to turnpike roads in this Commonwealth.

By Mr. Robinson, from the committee on the Judiciary—

An act to amend existing laws in regard to demands due the State from corporations.

By same—

An act to amend an act, entitled, an act concerning runaway slaves, approved 3d of March, 1863.

By same—

An act to amend the 6th section of an act passed the 19th December, 1861, entitled, an act to amend the law in relation to runaway slaves.

By same—

An act to suspend the running of the statute of limitations in certain counties of this Commonwealth.

By same—

An act for the benefit of Hester A. Browning.

By same—

An act declaring the offices of common school commissioner and justice of the peace in Grant county compatible.

By same—

An act allowing Edwin Thomas, clerk of the Grayson county court to act as executor.

By same—

An act to tax railroads, turnpike roads, and other corporations, in aid of the sinking fund.

By Mr. McHenry, from the same committee—

An act to incorporate the Kentucky Petroleum oil, coal and salt company.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Fisk, from the committee on Revised Statntes—

An act to amend the charter of the town of Prestonville.

By Mr. Sampson, from the committee on the Judiciary—

An act to amend the charter of Mt. Sterling.

By Mr. Mallory, from the committee on Agriculture and Manufactures—

An act for the protection of sheep in this Commonwealth.

By Mr. Robinson, from the committee on the Judiciary—

An act to revive the law as to informers in gaming cases.

The question was then taken on concurring with the committees in their reports, and it was decided in the affirmative.

So the said bills were disagreed to.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of certain sheriffs and clerks and their sureties.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Botts, from the same committee, to whom had been referred a bill from the House of Representatives, entitled,

An act to provide for the adjustment, settlement, and collection of old balances due the State for license, taxes, &c , prior to Dec 31st, 1859.

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Botts, from the same committee, to whom was referred a resolution from the House of Representatives, entitled,

Resolution in relation to the distribution of the laws

Reported the same without amendment.

The question was then taken on concurring in said resolution, and it was decided in the affirmative.

On motion, indefinite leave of absence was granted to Mr. Worthington.

Mr. Botts, from the committee on Finance, to whom had been referred a bill from the House of Representatives, entitled,

An act for the benefit of Geo. W. Doneghy, sheriff of Boyle county.

Reported the same with an amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	Henry D McHenry,
N. R. Black,	Richard H. Field,	John A. Prall,
Wm. S. Botts,	John F. Fisk,	Geo. C. Riffe,
B. H. Bristow,	W W. Gardner,	J. F. Robinson,
Jno. B. Bruner,	William H. Grainger,	William Sampson,
James H. G. Bush,	T. W. Hammond,	Ben. Spalding,
F. L. Cleveland,	J. J. Landram,	Cyrenius Wait,
Harrison Cockrill,	Gibson Mallory,	C. T. Worthington—25.
M. J. Cook,		

In the negative, none.

Resolved, That the title of said bill be as aforesaid.

By Mr. McHenry, from the committee on Circuit Courts, to whom had been referred a bill from the House of Representatives, entitled,

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

Reported the same without amendment.

On motion, said bill was laid on the table.

Mr. J. J. Landram, from the committee on County Courts, to whom had been referred a bill from the House of Representatives, entitled,

An act to furnish certain books to Marion county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question being taken on the passage of said bill, it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	J. R. Duncan,	Martin P. Marshall,
N. R. Black,	Richard H. Field,	Henry D. McHenry,
William S. Botts,	John F. Fisk,	John A. Prall,
B. H. Bristow,	W. W. Gardner,	George C. Riffe,
J. B. Bruner,	William H. Grainger,	Jas. F. Robinson,
James H. G. Bush,	Asa P. Grover,	William Sampson,
Francis L. Cleveland,	T. W. Hammond,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	Cyrenuis Wait,
M. J. Cook,	Gibson Mallory,	C. T. Worthington—27.

In the negative, none.

Resolved, That the title of said bill be as aforesaid.

Mr. Gardner, from the committee on Geological Survey, to whom was referred a bill from the House of Representatives, entitled,

An act to authorize a settlement to be made with Sidney S. Lyons, late State Geologist.

Reported the same without amendment.

On motion, said bill was laid upon the table.

Mr. Robinson, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to incorporate the North Louisville company for the development of quarries, water power, &c., at Louisville.

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

By Mr. Sampson, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to establish a claim agency for Kentucky, in the city of Washington.

Reported the same with an amendment

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required on the passage thereof by the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Richard H. Field,	H. D. McHenry,
N. R. Black,	John F. Fisk,	John A. Prall,
Wm. S. Botts,	W. W. Gardner,	Geo. C. Riffe,
B. H. Bristow,	Wm. H. Grainger,	Jas. F. Robinson,
John B. Bruner,	T. W. Hammond,	Wm. Sampson,
James H. G. Bush,	John J. Landram,	Ben. Spalding,
F. L. Cleveland,	J. D. Landrum,	Cyrenius Wait,
Harrison Cockrill,	Gibson Mallory,	C. T. Worthington—24.

In the negative—A. P. Grover.

Resolved, That the title thereof be as aforesaid.

On motion, indefinite leave of absence was granted Mr. Riffe.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Botts, from the committee on Finance—

A bill for the relief of John A. Yandell, late sheriff of Crittenden county.

By Mr. Fisk, from the committee on Revised Statutes—

A bill to legalize the official acts of John B. Lendrum while acting as mayor of the city of Covington.

By Mr. J. J. Landram, from the committee on County Courts—

A bill for the benefit of S. Hodge, late clerk of the Crittenden circuit court.

By same—

A bill to change the time of holding the Covington terms of the Kenton county court.

By Mr. Baker, from same committee—

A bill for the benefit of Wm. C. Hendrickson, of Laurel county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner, from the committee on Education, in pursuance of instructions, reported

A bill for the benefit of school district No. 48, in Adair county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispend with,

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was rejected.

Mr. McHenry, from the committee on the Judiciary, to whom was referred

A bill to incorporate the Falls City Bank, at Louisville.

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cook offered the following resolution, viz:

Resolved, That the Public Printer be and he is hereby authorized to print one hundred copies of a synopsis of the acts passed at this meeting of the General Assembly, for the use of each senator; and that the same be transmitted by him, post paid to their respective post offices, at his earliest convenience after adjournment.

Which was adopted.

Mr Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to fix the time of holding courts in the 11th judicial district.

An act to regulate the time of holding the circuit courts of the 4th judicial district.

An act for the benefit of D. L. Miller, sheriff of Ohio county.

An act for the benefit of J. H. Allison, Sheriff of Lawrence county.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act for the benefit of Wm. Herrin, sheriff of Fulton county.

An act for the benefit of A. P. Hickman, assessor for Shelby county.

An act to amend the law concerning new trials.

Resolution extending the present session of the General Assembly to the 22d inst.

Also, enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend chapter 3, article 1, section 25, Civil Code of Practice.

An act for the benefit of the trustees of the Methodist Episcopal church south, of Columbia circuit

An act to incorporate the Kentucky association of miners in Union and Crittenden counties.

An act to incorporate the Louisville association for improving the condition of the poor.

An act to amend the charters of the Louisville and Frankfort, and Lexington and Frankfort railroad companies.

An act authorizing the county court of Boone county to sell certain land belonging to said county.

An act for the benefit of the town of Caseyville, in Union county.

An act to amend the charter of the town of Millersburg, in Bourbon county.

An act supplemental to the act incorporating the town of Mannsville, in Taylor county.

An act to enlarge the Shepherdsville voting district, in Bullitt county.

An act for the benefit of the executor and sureties of R. F. Samuels, deceased, late clerk of the Bullitt circuit and county courts.

An act authorizing the Governor to remit the damages on judgments against defaulting officers.

An act giving certain officers in Clinton county further time to execute bond, and take the oath of office, and enter upon the duties of their respective offices.

An act to empower the Board of Managers of the Western Lunatic Asylum to sell and convey certain real estate.

An act for the benefit of the commissioners of the sinking fund of Marion county.

An act to define further the duties of Quarter-Master General.

An act to amend an act, entitled, an act to incorporate the Elizaville and Pleasant Valley Mills turnpike road company.

An act for the benefit of William Pickett, Sr., of Knox county.

An act authorizing the late Auditor of Kentucky to complete the unfinished business in his office.

An act to amend an act, entitled, an act for the benefit of the Assistant Secretary of State, approved February 25, 1860.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following title, viz:

An act to continue in force the 3d section of an act in relation to the banks of the State, approved March 14th, 1862.

An act to charter the Planters Bank of Kentucky.

An act to incorporate Marion Lodge No. 144, I. O. O. F.

An act to provide for the establishment and organization of the army of Kentucky.

That they had passed a bill, entitled.

An act to provide a bounty fund for recruits, and for the relief of disabled soldiers and their families, of this Commonwealth.

Bills from the House of Representatives, o he following titles were severally read the first time viz:

1. An act to provide a bounty fund for recruits, and for the relief of disabled soldiers and their families of this Commonwealth.

2. An act for the benefit of Estill county.

3. An act for the benefit of Breathitt, Magoffin, Harlan and Perry counties.

4. An act for the benefit of A. C. Wilson, sheriff of Owsley county.

5. An act to amend section 9, article 8, chapter 83, of the Revised Statutes, title "Revenue and Taxation."

6. An act for the benefit of Knox county.

7. An act for the benefit of W. G Wade, late sheriff of Simpson county.

8. An act for the benefit of J. W. Heeter, J. W. Foster, B. A. Foster, and Jackson Morgan, sureties of A. W. Foster, late sheriff of Allen county.

9. An act for the benefit of the sheriff of McLean county.

10. An act for the benefit of the circuit and county court clerks of Marion county.

11. An act for the benefit of T. B. Harrison, late sheriff of Logan county.

12. An act to amend an act, entitled, an act for the benefit of the securities of R. L. South, late sheriff of Breathitt county.

13. An act for the benefit of the sureties of L. D Owens, late sheriff of Henry county.

14. An act for the benefit of James A. Moore, late sheriff of Pendleton county, and his securities.

15. An act for the benefit of John M. Curry, late sheriff of Pendleton county.

16. An act for the benefit of Wm. Simpson, late clerk of the Wayne circuit and county courts.

17. An act authorizing Wayne county court to sell town lots in Monticello.

18. An act for the benefit of J. M. Harper, late sheriff of Caldwell county.

19. An act for the benefit of Samuel F. Roberts, late sheriff of Kenton county.

Ordered, That said bills be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st to the committee on Military Affairs; 2d, 10th, and 16th to the committee on County Courts, and the 3d, 4th, 5th, 6th, 7th, 8th, 9th, 11th, 12th, 13th, 14th, 15th, 17th and 18th to the committee on Finance.

The Senate took up for consideration resolutions from the House of Representatives, entitled,

Resolutions in relation to Federal Affairs.

Mr. Prall moved to commit said resolutions to the committee on Federal Affairs.

Mr. Bruner moved the previous question.

Pending the consideration of which,

The Senate adjourned.

SATURDAY, FEBRUARY 20, 1864.

A message was received from the House of Representatives, announcing that they had disagreed to bills originating in the Senate, of the following titles, viz:

An act for the benefit of Union church, in Shelby county.

An act to repeal the 16th and 17th sections of chapter 47, Revised Statutes, title "Husband and Wife."

An act for the benefit of clerks and other officers of this Commonwealth.

That they had passed bills from the Senate, of the following titles:

An act concerning military claims.

An act to incorporate the Exchange Bank of Kentucky.

An act to regulate the holding of the circuit courts in Wayne, Russell and Casey counties.

An act for the relief of John A. Yandell, late sheriff of Crittenden county.

An act to legalize the official acts of John B. Lendrum while acting as mayor of the city of Covington.

An act for the benefit of S. Hodge, late clerk of the Crittenden circuit court.

An act to change the time of holding the Covington terms of the Kenton county court.

An act for the benefit of Wm. C. Hendrickson, of Laurel county.

An act in relation to the Board of Internal Improvement.

An act for the benefit of J. A. J. Lee and R. M. Conner, sureties of R. H. Conner, late clerk of Bath county court.

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

With amendments to the two last named bills.

Which amendments were concurred in.

That they had concurred in a resolution from the Senate, entitled,

Resolution appointing a committee to visit the different charitable institutions of the State.

That they had disagreed to a resolution from the Senate, entitled,

Resolution in relation to a portrait of Henry Clay.

That they had passed bills and adopted a resolution of the following titles, viz:

An act restoring citizenship to certain persons named therein.

An act for the benefit of the county judge of Breathitt county.

An act for the benefit of Thos. Leeper, jailer of Livingston oounty.

An act for the benefit of school district No. 18, in Nelson county.

An act for the benefit of common school districts Nos. 22 and 36, of Hart county.

An act to prohibit minors from playing the game called pigeon-hole.

An act to amend the 20th section of the act approved March 5th, 1860, entitled, an act to amend and reduce into one the law in relation to the change of venue in criminal and civil causes in the circuit court.

An act to explain and amend an act, entitled, an act to increase the jurisdiction of justices of the peace in Jefferson county and the city of Louisville, approved March 10th, 1856.

An act for benefit of John Ellis, school commissioner of Kenton county.

An act to amend the charter of the town of Bardstown, in Nelson county.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their disagreement in a resolution which originated in the Senate, entitled,

Resolution in relation to a portrait of Henry Clay.

That they had received official information from the Governor that he had approved and signed enrolled bills and resolutions originating in the House of Representatives, of the following titles, viz:

An act to authorize the trustees of the Methodist Episcopal church in the city of Covington to convey certain property.

An act to provide funds for paying troops raised for defense of the State.

An act to amend section 4, article 4, chapter 83, Revised Statutes.

An act to change the time of holding circuit courts in Marion county.

An act for the benefit of R. J. Maxey, surveyor of Monroe county.

An act for the benefit of Peter Jett.

An act for the benefit of certain citizen soldiers of Harrison county, Kentucky.

An act for the benefit of Joseph A. Howerton, of Bourbon county.

An act for the benefit of John Peters, late sheriff of Owsly county.

An act for the benefit of J. L. McCarty, sheriff of Whitley county.

An act for the benefit of Fleming Bates, late sheriff of Wayne county.

An for the benefit of Benj. F. Davis, of Barren county.

An act to amend an act, to further define the duties, &c. of the agent of the Auditor, approved February 26, 1863.

An act reviving and amending an act incorporating the Louisville and Newport branch railroad company, approved March 1st, 1854, and the act amending the same, approved March 1st, 1856, changing the name of the same to the Louisville, Covington and Newport branch railroad company.

An act for the benefit of Polly Dufour.

An act to incorporate the Ludlow turnpike company.

An act for the benefit of the Eastern and Western Lunatic Asylums of Kentucky.

An act to incorporate the Shelbyville and Bardstown turnpike company.

An act to pay for horses impressed in Bracken county by Col J. T. Bradford, by order of the Governor, in September, 1862.

An act to amend an act, entitled, an act to charter the city of Louisville.

Resolution appointing a committee to settle with Grant Green, late Auditor of Public Accounts.

Resolution appointing delegates to attend a convention in Louisville to take into consideration the improvement of the Ohio river.

Mr. Sampson was appointed a committee on the part of the Senate to act in conjunction with a similar committee on the part of the House of Representatives, to visit the several charitable institutions of the State.

Mr. Mallory moved a reconsideration of the vote by which the Senate disagreed to a bill from the House of Representatives, entitled,

An act for the protection of sheep in this Commonwealth.

Ordered, That said bill be placed in the orders of the day.

Mr. Robinson, from the committee on Judiciary, to whom was referred

A bill to regulate recruiting in Kentucky, and punish persons who violate the laws of Kentucky in relation thereto.

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Mallory, from the committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled,

An act for the benefit of Knox county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question being taken on the passage of said bill, it was decided in the affirmative.

The yeas and nays being required thereon by a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	Martin P. Marshall,
N. R. Black,	John K. Goodloe,	John A. Prall,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
Francis L. Cleveland,	T. W. Hammond,	Jas. F. Robinson,
Harrison Cockrill,	John J. Landram,	William Sampson,
M. J. Cook,	J. D. Landrum,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	Cyrenius Wait—22.
John F. Fisk,		

Those who voted in the negative, were—

William S. Botts,	Asa P. Grover,	W. C. Whitaker—5
J. B. Bruner,	Henry D. McHenry,	

Resolved, That the title of said bill be as aforesaid.

Mr. Prall, from the committee on Federal Relations, to whom was referred a resolution from the House of Representatives, entitled,

Resolution in relation to firing a national salute.

Reported the same with an amendment.

Which was concurred in.

The question was then taken upon concurring in said resolution as amended, and it was decided in the affirmative.

Mr. Bristow, from the committee on Military Affairs, to whom was referred a resolution from the House of Representatives, entitled,

Resolution in relation to Col. Chas. S. Hanson,

Reported the same without amendment.

Which was twice read and concurred in.

Mr. Grover, from the committee on the Penitentiary, to whom was referred a resolution from the House of Representatives, entitled,

Resolution for the sale of property in the Penitentiary.

Reported the same without amendment.

Said resolutions read as follows, viz:

Whereas, there are several buildings and some building material in the State Penitentiary which are useless, and some of them a nuisance—the old hemp house, the old meat house, and shed stable, the engine house, and a lot of damaged sheet-iron roofing—therefore be it

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the supervisors of the penitentiary be and they are hereby authorized and directed to sell said buildings and materials for cash, or on a reasonable credit, to the highest bidder, and pay the proceeds of sales to the contractor or contractors for work done on repairing or buildings in the penitentiary, and report their proceedings to the Governor of the Commonwealth.

2. That said supervisors are hereby directed to prohibit the further slaughtering of hogs or beeves in the enclosure of the penitentiary.

Mr. Fisk proposed to amend said resolution as follows, viz:

Add to the bill the following proviso:

Provided, That the buildings shall first be valued by two disinterested house-keepers, to be selected by said supervisors, who shall, after being first duly sworn, proceed to fix a fair and just valuation upon the same; and that said buildings shall not be sold unless a bid is made of at least two thirds of such valuation.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Fisk and Grover, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	B. H. Bristow,	John F. Fisk,
N. R. Black,	Harrison Cockrill,	T. W. Hammond,
Wm. S. Botts,	M. J. Cook,	J. D. Landrum—9.

Those who voted in the negative, were—

Jno. B. Bruner,	Asa P. Grover,	J. F. Robinson,
F. L. Cleveland,	J. J. Landram,	William Sampson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding,
W W. Gardner,	Martin P. Marshall,	Cyrenius Wait,
John K. Goodloe,	Henry D McHenry,	W. C. Whitaker—17.
William H. Grainger,	Geo. C. Riffe,	

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. Whitaker moved the following resolutions, viz:

Whereas, the officers and soldiers of Kentucky, in every battle in which they have been engaged during the contest that is now being waged for sustaining our government, and crushing a traitorous rebellion, have demeaned themselves with accustomed gallantry, bravery and efficiency; and with fortitude and endurance under the exposure and hardship of a soldier's life, adding fresh laurels to the honor and

glory of our State, and shielding and protecting our homes, and in order to show them that their noble acts are held in proper remembrace —be it

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the thanks of this General Assembly are hereby tendered to every officer and soldier of Kentucky for the noble and patriotic manner in which they have sustained the honor of the State and our common country.

2. That we also tender our thanks to the officers and soldiers of our sister States for their generous and prompt aid given in defense of this State against invasion and occupation by rebel armies.

3. That the Governor transmit a copy of these resolutions to the commanding officer of every regiment from Kentucky, with the request that they be read to the regiment on dress parade.

Which were adopted.

Mr Whitaker, from the committee of conference, appointed on the part of the Senate to take into consideration the disagreement between the two Houses, in relation to an amendment proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to provide for the increase of the common school fund,

Reported that the joint committee had had the matter under consideration, but determined to postpone the further consideration thereof until the next meeting of this legislature.

A message was received from the Governor, by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act to amend chapter 3, article 1, section 25, Civil Code of Practice.

An act for the benefit of William Pickett, Sr., of Knox county.

An act to enlarge the Shepherdsville voting district, in Bullitt county.

An act to define further the duties of Quarter-Master General.

An act to amend an act, entitled, an act to incorporate the Elizaville and Pleasant Valley Mills turnpike road company.

An act authorizing the Governor to remit the damages on judgments against defaulting officers.

An act for the benefit of the commissioners of the sinking fund of Marion county.

An act for the benefit of the trustees of the Methodist Episcopal church south, of Columbia circuit.

An act to amend the charters of the Louisville and Frankfort, and Lexington and Frankfort railroad companies.

An act giving certain officers in Clinton county further time to execute bond, and take the oath of office, and enter upon the duties of their respective offices.

An act to incorporate the Louisville association for improving the condition of the poor.

An act for the benefit of the town of Caseyville, in Union county.

An act to amend the charter of the town of Millersburg, in Bourbon county.

An act to incorporate the Kentucky association of miners in Union and Crittenden counties.

An act for the benefit of the executor and sureties of R. F. Samuels, deceased, late clerk of the Bullitt circuit and county courts.

An act authorizing the county court of Boone county to sell certain land belonging to said county.

An act supplemental to the act incorporating the town of Mannsville, in Taylor county.

An act to empower the Board of Managers of the Western Lunatic Asylum to sell and convey certain real estate.

An act to amend an act, entitled, an act for the benefit of the Assistant Secretary of State, approved February 25, 1860.

An act authorizing the late Auditor of Kentucky to complete the unfinished business in his office.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred:

By Mr. J. J. Landram, from the committee on Privileges and Elections—

An act to change the place of voting in district No. 3, in Lewis county.

By same—

An act authorizing the Lewis county court to establish an election district.

By Mr. McHenry, from the committee on Circuit Courts—

An act for the benefit of Wm. Simpson, late clerk of the Wayne circuit and county courts.

By Mr. Whitaker, from the same committee—

An act to authorize the Secretary of State to furnish certain books to the circuit and county court clerks of Montgomery county.

By same—

An act to authorize the Kenton circuit court to increase surveyors fees in certain cases.

By Mr. J. J. Landram, from the committee on County Courts—

An act for the benefit of Estill county.

By same—

An act authorizing the Wayne county court to sell town lots in Monticello.

By same—

An act for the benefit of the circuit and county court clerks of Marion county.

By Mr. Botts, from the committee on Finance—

An act exempting certain property from taxation.

By same—

An act for the benefit of Breathitt, Magoffin, Harlan and Perry counties.

By same—

An act for the benefit of J. W. Heeter, J. W. Foster, B. A. Foster, and Jackson Morgan, sureties of A. W. Foster, late sheriff of Allen county.

By same—

An act for the benefit of A. C. Wilson, sheriff of Owsley county.

By same—

An act for the benefit Of Samuel F. Roberts, late sheriff of Kenton county.

By same—

An act for the benefit of J. M. Harper, late sheriff of Caldwell county.

By same—

An act for the benefit of W. G Wade, late sheriff of Simpson county.

By same—

An act for the benefit of James A. Moore, late sheriff of Pendleton county, and his securities.

By same—

An act for the benefit of John M. Curry, late sheriff of Pendleton county.

By same—

An act for the benefit of L. D. Owens, late sheriff of Henry county.

By same—

An act to amend an act, entitled, an act for the benefit of the securities of R. L. South, late sheriff of Breathitt county.

By same—

An act for the benefit of T. B. Harrison, late sheriff of Logan county.

By same—

An act for the benefit of the sheriff of McLean county.

An act for the benefit of Thomas Leeper, jailer of Livingston county.

By Mr. McHenry, from the committee on Judiciary—

An act to amend the 20th section of the act approved March 5th, 1860, entitled, an act to amend and reduce into one the law in relation to the change of venue in criminal and civil cases in the circuit court.

By same—

An act to explain and amend an act, entitled, an act to increase the jurisdiction of justices of the peace in Jefferson county and the city of Louisville, approved March 10th, 1856.

By same—

An act restoring citizenship to certain persons named therein.

By Mr. J. J. Landram, from the committee on County Courts—

An act for the benefit of the county judge of Breathitt county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McHenry, from the committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled,

An act to prohibit minors from playing the game called pigeon-hole.

Reported the same without amendment.

Said bill was amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. J. J. Landram, from the committee on Privileges and Elections,

An act to change the voting place of certain citizens in Shelby county

By Mr. Whitaker, from the committee on Circuit Courts—

An act to regulate the compensation of Commonwealth's attorneys *pro tem.*

By Mr. Mallory, from the committee on Agriculture and Manufactures—

An act to amend an act, entitled, an act to regulate the duties of the sealer of weights and measures, in the county of Jefferson, approved 9th March, 1854.

By Mr. Bruner, from the committee on Education,

An act for the benefit of school district No. 1, in Taylor county.

By same—

An act for the benefit of certain school districts in Carroll county.

By same—

An act for the benefit of school district No. 12, in Pendleton county.

By same—

An act for the benefit of school district No. 23, in Letcher county, and district No. 3, in Harlan county.

By same—

An act for the benefit of common school districts Nos. 22 and 36, of Hart county.

By same—

An act for the benefit of school district No. 18, in Nelson county.

The question was then taken on concurring with the committees in their reports, and it was decided in the affirmative.

So the said bills were disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bristow, from the committee on Military Affairs—

A bill for the benefit of A. A. Curtis, of Estill county.

By Mr. J. J. Landram, from the committee on County Courts—

A bill for the benefit of certain justices of the peace of Crittenden county.

By Mr. Robinson, from the committee on the Judiciary—

A bill supplemental to an act, entitled, an act to suspend the run-

ning of the statute of limitations in certain counties of this Commonwealth.

By Mr. Botts, from the committee on Finance—

A bill for the benefit of T. P. Cardwell, of Breathitt county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration bills from the House of Representatives of the following titles, viz:

An act to provide for the adjustment, settlement, and collection of old balances due the State for licenses, taxes, &c., prior to December 31st, 1859.

An act for the benefit of W. D. Black, late sheriff of Pulaski county.

An act for the benefit of Isaac Gastineau, late sheriff of Pulaski county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate also took up for consideration bills of the following titles, viz:

A bill for the benefit of Alexander R. Macey, of Franklin county.

A bill to repeal certain acts in relation to public printing and public binding, passed in 1861 and 1862.

With an amendment to the last named bill,

Which was concurred in.

Ordered, That said bills, the last as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On. motion, leave of indefinite absence was granted to Mr. Sampson.

Mr. Black moved a reconsideration of the vote by which the Senate disagreed to a bill from the House of Representatives, entitled,

An act to establish a court of common pleas for the county of Jefferson.

Which motion lies over for consideration until the next meeting of the General Assembly.

The Senate took up for consideration

A bill to amend an act, entitled, an act to provide for paying the arrears of pay due deceased and discharged soldiers.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Quarter-Master General be and he is hereby authorized to adjust and settle the accounts, and to ascertain how much is due to any officer or soldier who may have entered the service of the State, under an act, entitled, "an act to raise volunteer forces to repel the invasion of the State, and for other purposes," passed September 30, 1861, and an act, supplemental thereto, approved October 1st, 1861, and who died while in said service, and before being mustered into the service of the United States; or to ascertain and settle the account of any soldiers who are now living, but were discharged before entering the service of the United States, for disability, or other good cause: *And provided further*, That he is hereby authorized to adjust and settle the account, and ascertain how much may be due any officer or soldier that may hereafter enter the service of the State, under any subsequent call made by the Governor thereof, and who may die before being mustered into the service of the United States; or any soldier who may be discharged in consequence of disability, or other good cause, before being mustered into said service; and upon ascertaining the amount so due, the same shall be paid to the widow of the deceased officer or soldier, if he left a widow, and if he did not, then to his heirs, or representatives at law, or to such discharged soldier: *Provided further*, That such discharged soldier, or the heir or heirs at law of such deceased officer or soldier, have remained loyal to the State of Kentucky, and to the government of the United States.

§ 2. The sum found to be due, under the first section of this act, shall be paid out of the military fund, as other military claims are now paid, or may be hereafter paid to the persons entitled thereto. The Quarter-Master General shall carefully file away and keep said settlements, and vouchers accompanying the same, with the view of having the same reimbursed and paid by the general government. The funds appropriated by this act shall not be subject to attachment, or any legal process, for the payment of debts due and owing by the dead or discharged officer or soldier.

§ 3. This act to take effect from its passage.

Mr. J. J. Landram moved to amend said bill as follows:

Amend the bill by adding an additional section.

§ 3. The provisions of this act shall not be construed in such manner as to allow pay to recruiting lieutenants, commissioned by the Governor or Adjutant General of this State.

Which was adopted.

Mr. Whitaker moved to postpone the further consideration of said bill until the 10th day of January, 1865.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Mallory and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Gibson Mallory,	Jas. F. Robinson,
John B. Bruner,	Martin P. Marshall,	William Sampson,
Francis L. Cleveland,	Henry D. McHenry,	Ben. Spalding
Wm. H. Grainger,	George C. Riffe,	W. C. Whitaker—13.
Asa P. Grover,		

Those who voted in the negative, were—

R. T. Baker,	J. R. Duncan,	John J. Landram,
N. R. Black,	John F. Fisk,	J. D. Landrum,
B. H. Bristow,	W. W. Gardner,	John A. Prall,
Harrison Cockrill,	John K. Goodloe,	Cyrenius Wait—14.
Milton J. Cook,	T. W. Hammond,	

Mr. Fisk then moved the following amendment to said bill, viz:

Amend the first section by striking out of the 3d line the word *settle* and the word *settle* in the 9th line, and insert in the place thereof the word *adjust*; and out of the 13th line the words *and settle*; strike out all after the word *service* in the 18th line.

Strike out the 1st sentence of the 2d section.

Strike out the last *sentence* in the 2d section, and insert "certified copies of such adjustments shall be transmitted to the Agent for the State of Kentucky, accompanied with certified copies of this act, and the act to which this is an amendment, in order that such claims may be presented to the proper national authorities for payment."

Mr. McHenry moved the previous question.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and McHenry, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	John K. Goodloe,	Henry D. McHenry,
B. H. Bristow,	William H. Grainger,	George C. Riffe,
John B. Bruner,	Asa P. Grover,	James F. Robinson,
F. L. Cleveland,	John J. Landram,	Wm. Sampson,

Harrison Cockrill,	J. D. Landrum,	Ben. Spalding,
Milton J. Cook,	Gibson Mallory,	Cyrenius Wait,
J. R. Duncan,	Martin P. Marshall,	W. C. Whitaker—21.

Those who voted in the negative, were—

R. T. Baker,	John F. Fisk,	John A. Prall—5.
N. R. Black,	T. W. Hammond,	

The question was then taken on the adoption of the amendment proposed by Mr. Fisk, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. J. J. Landram and Baker, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. H. Grainger,	Geo. C. Riffe,
John B Bruner,	Asa P. Grover,	Jas. F. Robinson,
F. L. Cleveland,	Gibson Mallory,	Ben. Spalding,
John F. Fisk,	Martin P. Marshall,	Cyrenius Wait,
W. W. Gardner,	H. D. McHenry,	W C. Whitaker—15.

Those who voted in the negative, were—

R. T. Baker,	M. J. Cook,	John J. Landram,
N. R. Black,	J. R. Duncan,	J. D. Landrum,
B. H. Bristow,	John K. Goodloe,	John A. Prall,
Harrison Cockrill,	T. W. Hammond,	Wm. Sampson—12.

Mr. Bristow then moved to lay said bill, as amended, on the table.

And the question being taken thereon, it was decided in the affirmative.

A message was received from the House of Representatives announcing that they had concurred in the amendments proposed by the Senate, to a bill from the House of Representatives, entitled,

An act to punish disloyal and treasonable practices,

With an amendment.

A message was received from the House of Representatives, announcing that they had passed a bill which originated in the Senate, entitled,

An act regulating the manner of soldiers voting for electors of President and Vice-President of the United States, within and without the State.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled,

An act to prohibit minors from playing the game called pigeon-hole.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which origina-

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

An act to tax railroads, turnpike roads, and other corporations, in aid of the sinking fund.

An act to establish a claim agency for Kentucky, in the city of Washington.

An act to incorporate the Kentucky Petroleum oil, coal and salt company.

An act for the benefit of Somerset academy.

An act for the benefit of E. A. Rider and George Wallace.

An act for the benefit of Caroline Pitman, a pauper idiot, of Pulaski county.

An act for the benefit of certain sheriffs and clerks and their sureties.

An act for the benefit of D. N. Walden, sheriff of Henderson county.

An act for the benefit of Joseph R. Witty, late sheriff of Metcalfe county.

An act to amend an act, entitled, an act to incorporate the Louisville association for the improvement of the breed of horses.

An act to supply Monroe county with certain books.

An act to appropriate money.

An act for the benefit of Elias P. Davis, clerk of the Carter circuit and county courts.

An act to amend the 6th section of an act passed the 19th December, 1861, entitled, an act to amend the law in relation to runaway slaves.

An act to amend an act, entitled, an act concerning runaway slaves, approved 3d of March, 1863.

An act for the benefit of the county court of Christian county.

An act to authorize Boyd county to create a bridge fund.

An act to furnish certain books to Marion county.

An act to change the time of holding the quarterly court of Washington county.

An act to change the time of levying the railroad tax for the Louisville and Nashville railroad by the Simpson county court.

An act for the benefit of the county court of Hickman county.

An act for the benefit of Reuben Payne, late sheriff of Russell county.

An act for the benefit of McCracken county.

An act for the benefit of Hester A. Browning.

An act for the benefit of the county court of the county of Hopkins.

An act authorizing the county court of Butler county to order elections in certain cases.

An act for the benefit of Boone county.

An act to authorize county court clerks to have rebound the books of record in their offices which may require it.

An act for the benefit of A. Tinsley, clerk of the Knox county court.

An act to suspend the running of the statute of limitations in certain counties of this Commonwealth.

An act empowering the county court of Mason county to levy and collect a tax upon the slaves in said county, to maintain patrols and special patrol companies in said county.

An act for the benefit of Geo. H. Milliken, late clerk of the Simpson circuit and county court.

An act allowing Edwin Thomas, clerk of the Grayson county court to act as executor.

An act for the benefit of J. H. Howard, late county and circuit clerk of Montgomery county.

An act for the benefit of Wm. Smith, late clerk of the Grant county and circuit courts.

An act declaring the offices of common school commissioner and justice of the peace in Grant county compatible.

An act to amend an act, entitled, an act to incorporate the Bremen and London petroleum and mining company.

An act to amend the laws regulating the duties of the commissioners of the sinking fund of the Bardstown and Louisville railroad company, in Nelson county.

An act to amend the charter of the Bardstown and Louisville railroad company.

An act to amend an act passed March 30, 1861, to incorporate the town of Quincy, Lewis county.

An act to incorporate the Cephra Eshuren Burial Society, in Paducah.

An act to incorporate the Chestnut street Baptist church, in Louisville, formerly known as the Jefferson street Baptist church.

An act to amend the charter of the town of New Castle, in Henry county.

An act to incorporate the Kentucky College of dental science.

An act for the benefit of John G. Wyatt, of Montgomery county.

An act for the benefit of Sill Lambden, of Whitley county.

An act creating an additional justices district and voting precinct in Meade county.

An act to legalize the acts of justices of the peace and constables in district No. 8, in Meade county.

An act for the benefit of F. Garrett, and his securities.

An act to authorize the Mercer county court to sell the old jail and lot, and to levy a tax to build a new jail.

An act for the benefit of Powell county.

An act for the benefit of H. P. Middleton, late sheriff of Lincoln county.

An act for the benefit of Geo. W. Doneghy, sheriff of Boyle county.

Resolution to provide for printing and distributing the general laws of the present session.

An act for the benefit of Knox county court.

An act to amend existing laws in regard to demands due the State from corporations.

Also, enrolled bills and a resolution which originated in the Senate, of the following titles, viz:

An act to continue in force the 3d section of an act in relation to the banks of the State, approved March 14th, 1862.

An act for the benefit of the sheriff of McCracken county.

An act for the benefit of the sheriffs of this Commonwealth.

An act to provide an office for the Clerk of the Court of Appeals.

An act for the benefit of G. W. Reid, sheriff of Gallatin county.

An act to charter the Planters Bank of Kentucky.

An act for the benefit of W. E. Hill sheriff of Johnson county, and his sureties.

An act for the benefit of John Word and Washington Valentine, of Knox county.

An act for the benefit of John B. Gowen, late sheriff of Christian county, and his sureties.

An act for the benefit of William Vaun and J. J. Wood, of Clinton county.

An act for the benefit of Noah N. Johnson, late sheriff of Webster county.

An act for the benefit of R. T. McDaniel and his sureties.

An act to incorporate Marion Lodge No. 144, I. O. O. F.

An act for the benefit of the administrators and sureties of W. R. Baker, deceased, late sheriff of Hopkins county.

An act to provide for the establishment and organization of the army of Kentucky.

An act concerning military claims.

An act to amend and reduce into one all acts incorporating the Masonic Savings Institution.

An act in relation to the Board of Internal Improvement.

An act for the benefit of the sureties of W. A. L. B. Sharp, late sheriff of Estill county.

An act to regulate the holding of the circuit courts in Wayne, Russell and Casey counties.

An act for the relief of John A. Yandall, late sheriff of Crittenden county.

An act to legalize the official acts of John B. Lendrum while acting as mayor of the city of Covington.

An act for the benefit of S. Hodge, late clerk of the Crittenden circuit court.

An act to change the time of holding the Covington terms of the Kenton county court.

An act for the benefit of Wm. C. Hendrickson, of Laurel county.

Resolution appointing a committee to visit the different charitable institutions of the State.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

The Senate took up for consideration resolutions from House of Representatives, entitled,

Resolution in relation to Federal affairs.

Mr. Prall moved that the Senate adjourn till Monday morning at 8 o'clock.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Robinson and Marshall, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Asa P. Grover,	John A. Prall,
N. R. Black,	T. W. Hammond,	Cyrenius Wait,
John K. Goodloe,	J. D. Landrum,	W. C. Whitaker—10.
Wm. H. Grainger,		

Those who voted in the negative, were—

Wm. S. Botts,	John F. Fisk,	H. D. McHenry,
John B. Bruner,	W. W. Gardner,	Geo. C. Riffe,
F. L. Cleveland,	John J. Landram,	Jas. F. Robinson,
Harrison Cockrill,	Gibson Mallory,	Ben. Spalding—14.
J. R. Duncan,	Martin P. Marshall,	

Mr. Fisk moved that the Senate take a recess until 7 o'clock this evening.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Fisk, were as follows:

Those who voted in the affirmative, were—

Harrison Cockrill,	John K. Goodloe,	John J. Landram,
M. J. Cook,	Wm. H. Grainger,	Cyrenius Wait,
John F. Fisk,	Asa P. Grover,	W. C. Whitaker—9.

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Henry D McHenry,
N. R. Black,	T. W. Hammond,	John A. Prall,
Wm. S. Botts,	J. D. Landrum,	G. C. Riffe,
John B. Bruner,	Gibson Mallory,	James F. Robinson,
Francis L. Cleveland,	Martin P. Marshall,	Ben. Spalding—16.
J. R. Duncan,		

Mr. Prall then insisted on his motion to refer the resolutions to the committee on Federal affairs that being the pending motion upon the resolutions when their consideration was cut off on yesterday by the adjournment.

The Speaker decided Mr. Prall's motion to refer as being the pending question.

Before the question was propounded by the speaker,

Mr. Goodloe moved that the Senate adjourn till 8½ o'clock on Monday next.

The question being taken thereon, it was decided in the negaative.

The yeas and nays being required thereon by Messrs. Goodloe and Cleveland, were as follows:

Those who voted in the affirmative, were—

N. R. Black,	Asa P. Grover,	John A. Prall,

John K. Goodloe, T. W. Hammond, W. C. Whitaker—7.
William H. Grainger,

Those who voted in the negative, were—

R. T. Baker, J. R. Duncan, Henry D. McHenry,
William S. Botts, John F. Fisk, Geo. C. Riffe,
John B. Bruner, W. W. Gardner, James F. Robinson,
Francis L. Cleveland, John J. Landram, Ben. Spalding,
Harrison Cockrill, J. D. Landrum, Cornelius Wait—17.
Milton J. Cook, Martin P. Marshall,

Mr. Whitaker moved to postpone the further consideration of the subject till the tenth day of January, 1865.

And the question being taken thereon, it was decided in the negative.

Mr. McHenry moved the previous question.

Mr. Fisk moved to lay the motion for the previous question on the table.

Messrs. Bruner and Prall called for the yeas and nays on the latter motion.

Before the question was propounded by the Speaker,

Mr. Prall moved to adjourn till Monday morning 8¼ o'clock.

Mr. Fisk moved to lay the motion to adjourn on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Goodloe and Prall, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts, W. W. Gardner, Gibson Mallory,
John B. Bruner, John K. Goodloe, Henry D. McHenry,
F. L. Cleveland William H. Grainger, George C. Riffe,
Harrison Cockrill, John J. Landram, James F. Robinson,
J. R. Duncan, J. D. Landrum, Ben. Spalding—15.
John F. Fisk,

Those who voted in the negative, were—

R. T. Baker, T. W. Hammond, Cyrenius Wait,
Milton J. Cook, John A. Prall W. C. Whitaker—7.
Asa P. Grover,

Mr. Goodloe moved to reconsider the vote just taken.

Mr. Prall moved to lay the motion to reconsider on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Whitaker, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Asa P. Grover,	Jas. F. Robinson,
John B. Bruner,	J. D. Landrum,	Ben. Spalding
Francis L. Cleveland,	Henry D. McHenry,	Cyrenius Wait
Harrison Cockrill,	George C. Riffe,	W. C. Whitaker—13.
J. R. Duncan,		

Those who voted in the negative, were—

R. T. Baker,	John K. Goodloe,	John J. Landram,
N. R. Black,	Wm. H. Grainger,	Gibson Mallory,
Milton J. Cook,	T. W. Hammond,	John A. Prall—10.
John F. Fisk,		

Mr. Prall moved to adjourn till 8½ o'clock on Monday.

And the question being taken thereon it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and and Goodloe, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	T. W. Hammond,
N. R. Black,	Wm. H. Grainger,	John A. Prall—6.

Those who voted in the negative, were—

Wm. S. Botts,	John F. Fisk,	H. D. McHenry,
John B Bruner,	Asa P. Grover,	Geo. C. Riffe,
F. L. Cleveland,	John J. Landram,	Jas. F. Robinson,
Harrison Cockrill,	J. D. Landrum,	Ben. Spalding,
M. J. Cook,	Gibson Mallory,	Cyrenius Wait—16.
J. R. Duncan,		

Mr. Prall moved to adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Goodloe, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	J. J. Landram,
N. R. Black,	William H. Grainger,	John A. Prall,
Harrison Cockrill,	Asa P. Grover,	Ben. Spalding,
M. J. Cook,	T. W. Hammond,	W. C. Whitaker—12.

Those who voted in the negative, were–

Wm. S. Botts,	John F. Fisk,	Geo. C. Riffe,
Jno. B. Bruner,	J. D. Landrum	J. F. Robinson,
F. L. Cleveland,	Gibson Mallory,	Cyrenius Wait—11.
J. R. Duncan,	Henry D McHenry,	

MONDAY, FEBRUARY 22, 1864.

A message was received from the House of Representatives, announcing that they had disagreed to bills originating in the Senate, of the following titles, viz:

An act to prevent the spread of small-pox.

An act for the benefit of the State Agricultural society.

An act for the benefit of Alexander R. Macey, of Franklin county.

That they had passed bills from the Senate, of the following titles:

An act to incorporate the Falls City Bank, at Louisville.

An act to amend chapter 6, Revised Statutes, title "Bastardy."

An act in relation to compiling and indexing the laws of a general nature.

An act to change the time of holding the quarterly courts in Webster county.

An act to regulate the public printing and public binding.

An act regulating recruiting in Kentucky, and to punish persons who violate the laws of Kentucky in relation thereto.

An act for the benefit of certain justices of the peace of Crittenden county.

An act for the benefit of T. P. Cardwell, of Breathitt county.

That they had passed bills of the following titles, viz:

An act to amend certain acts amendatory of the 3d article, of 86th chapter of the Revised Statutes.

An act to incorporate the Louisville petrolium company.

An act to change the place of voting in election district No. 2, in Monroe county.

An act to amend the charter of the Pleasant Hill and Jessamine county turnpike road company.

An act to incorporate the Independent Order of Good Templars of McLean county.

An act supplemental to an act to further regulate the sales of tobacco in the city of Louisville, approved February 2, 1864.

Which were read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

That they had adopted a resolution, entitled,

Resolution fixing the hour of adjournment of the present Legislature.

Which was taken up, twice read, and concurred in,

With an amendment.

A message was then received announcing that they had concurred in said amendment.

That they had received official information from the Governor that he had approved and signed enrolled bills originating in the House of Representatives, of the following titles, viz:

An act for the benefit of certain sheriffs and clerks and their sureties.

An act declaring the offices of common school commissioner and justices of the peace in Grant county compatible.

An act creating additional justices' district and voting precinct in Meade county.

An act for the benefit of Sil Lambden, of Whitley county.

An act for the benefit of Caroline Pitman, a pauper idiot, of Pulaski county.

An act for the benefit of J. H. Howard, late county and circuit court clerk of Montgomery county.

An act for the benefit of D. N. Walden, sheriff of Henderson county.

An act to tax railroads, turnpike roads, and other corporations, in aid of the sinking fund.

An act to amend an act, entitled, an act to incorporate the Bremen and London petrolium and mining company.

An act to authorize the county court clerks to have re-bound the books of record in their offices which may require it.

An act to legalize acts of justices of the peace and constables in district No. 8, in Meade county.

An act to amend the laws regulating the duties of the commissioners of the sinking fund of the Bardstown and Louisville railroad company in Nelson county.

An act to amend an act, entitled, an act concerning runaway slaves, approved 3d of March, 1863.

An act for the benefit of the county court of the county of Hopkins.

An act to amend the charter of the Louisville and Bardstown railroad company.

An act to incorporate the Kentucky Petroleum oil, coal and salt company.

An act to change the time of levying the railroad tax for the Louisville and Nashville railroad by the Simpson county court.

An act for the benefit of Geo. W. Doneghy, sheriff of Boyle county.

An act to supply Monroe county with certain books.

An act to amend the charter of the town of New Castle, in Henry county.

An act to incorporate the Chephra Eshuren burial society in Paducah.

An act to appropriate money.

An act for the benefit of A. Tinsley, clerk of the Knox county court.

An act for the benefit of Powell county.

An act for the benefit of Joseph R. Witty, late sheriff of Metcalfe county.

An act for the benefit of Somerset academy.

An act to authorize the Mercer county court to sell the old jail and lot, and levy a tax to build a new one.

An act to incorporate the Chesnut street Baptist church in Louisville, formerly known as the Jefferson street Baptist church.

An act to amend an act passed March 30, 1861, to incorporate the town of Quincy, Lewis county, Kentucky.

An act for the benefit of H. P. Middleton, late sheriff of Lincoln county.

An act for the benefit of Geo. H. Milliken, late clerk of the Simpson circuit and county courts.

An act for the benefit of the county court of Christian county.

An act to incorporate the Kentucky college of dental science.

An act for the benefit of Boone county.

An act to change the time of holding the quarterly court of Washington county.

An act for the benefit of Elias P. Davis, clerk of the Carter circuit and county courts.

An act to suspend the running of the statutes of limitations in certain counties of this Commonwealth.

An act to amend the 6th section of an act passed the 19th December, 1861, entitled, an act to amend the law in relation to runaway slaves.

An act for the benefit of Hester A. Browning.

An act for the benefit of McCracken county.

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

An act for the benefit of Reuben Payne, late sheriff of Russell county.

An act to amend an act, entitled, an act to incorporate the Louisville association for the improvement of the breed of horses.

An act to authorize Boyd county to create a bridge fund.

An act empowering the county court of Mason county to levy and collect a tax upon the slaves in said county.

An act for the benefit of Wm. Smith, late clerk of the Grant county and circuit courts.

An act for the benefit of the county court of Hickman county.

An act to furnish certain books to Marion county.

An act for the benefit of E. A. Rider and George Wallace.

An act for the benefit of John G. Wyatt, of Montgomery county.

An act for the benefit of F. Garnett, and his securities.

An act to establish a claim agency for Kentucky, in the city of Washington.

An act to authorize the county court of Bullitt county to order elections in certain cases.

An act to allow Edwin Thomas, clerk of the Grayson county court, to act as executor.

An act for the benefit of Knox county.

An act to amend existing laws in regard to demands due the State from corporations.

Resolution providing for the printing and distributing the general laws of the present session.

A message was received from the Governor, by Mr. VanWinkle, Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act to regulate the time of holding the circuit courts of the 4th judicial district.

An act for the benefit of Wm. Herrin, sheriff of Fulton county.

An act to fix the time of holding courts in the 11th judicial district.

An act for the benefit of J. H. Allison, Sheriff of Lawrence county.

An act to amend the law concerning new trials.

An act for the benefit of A. P. Hickman, assessor for Shelby county.

An act for the benefit of D. L. Miller, sheriff of Ohio county.

An act for the benefit of John B. Gowen, late sheriff of Christain county.

An act for the benefit of R. T. McDowell, and his sureties.

An act to provide for the establishment and organization of the army of Kentucky.

An act to continue in force, the 3d section of an act in relation to the banks of the State, approved March 14th, 1862.

An act for the benefit of the sheriffs of this Commonwealth.

An act for the relief of John A. Yandell, late sheriff of Crittenden county.

An act to legalize the official acts of John B. Lendrum, while acting as mayor of the city of Covington.

An act to amend and reduce into one all acts incorporating the Masonic Savings Institution.

An act to change time of holding the Covington term of the Kenton county court.

An act for the benefit of S. Hodge, late clerk of the Crittenden circuit court.

An act for the benefit of Wm. C. Hendrickson, of Laurel county.

An act to regulate the holding of the circuit courts in Wayne, Russell and Casey counties.

An act for the benefit of the sureties of Wm. A. L. B. Sharp, late sheriff of Estill county.

An act concerning military claims.

An act in relation to the Board of Internal Improvement.

An act to provide an office for the clerk of the Court of Appeals.

An act for the benefit of Wm. Vaun and J. J. Wood, of Clinton county.

An act for the benefit of the sheriff of McCracken county.

An act for the benefit of G. W. Reed, sheriff of Gallatin county.

An act for the benefit of W. E. Hill, sheriff of Johnson county and his sureties.

An act for the benefit of John Word, and Washington Valentine, of Knox county.

An act for the benefit of Noah N. Johnson, late sheriff of Webster county.

An act for the benefit of the administrators and sureties of W. R. Baker, deceased, late sheriff of Hopkins county.

An act to incorporate Marion Lodge, No. 144, Independent Order of Odd Fellows.

An act to charter the Planters' Bank of Kentucky.

Resolution appointing a committee to visit the several charitable institutions of the State.

Also, a message in writing.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *February 22d*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent,

David R. Haggard, of Cumberland county, to be Chairman of the Board of Internal Improvement.

Wm. C. McNary, of Muhlenburg county, to be a member of the Board of Internal Improvement.

James M. Withrow to be a notary public for Franklin county.

John E. Hamilton to be a notary public for Kenton county.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointments.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their disagreement to a bill which originated in the Senate, entitled,

An act for the benefit of Union church, in Shelby county.

Which was granted.

Mr. J. J. Landram moved to dispense with the rules, for the purpose of taking up out of the orders of the day,

A bill from the House of Representatives, entitled,

An act to punish disloyal and treasonable practices,

With the amendment proposed by the House of Representatives to to the amendments proposed by the Senate.

Mr. Fisk moved to amend said motion by making it apply to all business in the orders of the day.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Fisk and Landram, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	Henry D. McHenry,
N. R. Black,	W. W. Gardner,	James F. Robinson,
John B. Bruner,	William H. Grainger,	Ben Spalding,
Harrison Cockrill,	T. W. Hammond,	Cyrenius Wait,
J. R. Duncan,	Gibson Mallory,	W. C. Whitaker—15.

Those who voted in the negative, were—

F. L. Cleveland,	Asa P. Grover,	J. D. Landrum,
Milton J. Cook,	John J. Landram,	John A. Prall—6.

The Senate took up for consideration resolutions from the House of Representatives, entitled,

Resolutions in relation to Federal Affairs.

The question pending was the motion of Mr. Fisk to lay the motion of Mr. McHenry on the table.

Mr. Fisk withdrew his motion to lay on the table.

Mr. McHenry withdrew his motion for the previous question.

The question was then taken on the motion heretofore made by Mr. Prall, to refer the resolutions to the committee on Federal Affairs, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Fisk and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Asa P. Grover,	Cyrenius Wait,
M. J. Cook,	John A. Prall,	W. C. Whitaker—7.
John F. Fisk,		

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Gibson Mallory,
John B. Bruner,	Wm. H. Grainger,	H. D. McHenry,
F. L. Cleveland,	T. W. Hammond,	Jas. F. Robinson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding—14.
J. R. Duncan,	J. D. Landrum,	

Mr. McHenry moved the following amendment, viz:

Resolved, That this General Assembly re-affirms the principles of the Constitution, affirmed by the preceding General Assembly in the resolutions approved on the 2d of March, 1863.

Mr. Cook then moved to amend the amendment of Mr. McHenry as follows, viz:

Whereas, it is the opinion of this General Assembly, that a speedy termination of the present rebellion would be a guarantee of safety to our institutions, and fearing the present Federal forces to be inadequate to accomplish these ends soon—therefore be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the call for 500,000 more men by the authorities meets our hearty approval and endorsement.

The question was then taken on the adoption of the amendment proposed by Mr. Cook, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Fisk, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	John K. Goodloe,	John A. Prall,
M. J. Cook,	T. W. Hammond,	W. C. Whitaker—7.
John F. Fisk,		

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Henry D. McHenry,
John B. Bruner,	William H. Grainger,	Jas. F. Robinson,
Francis L. Cleveland,	Asa P. Grover,	Ben. Spalding,
Harrison Cockrill,	John J. Landram,	Cyrenius Wait—14.
J. R. Duncan,	Gibson Mallory,	

The question was then taken on the amendment proposed by Mr. McHenry, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and McHenry, were as follows, viz:

Those who voted in the affirmative, were—

J. B. Bruner,	John F. Fisk,	Henry D. McHenry,
Francis L. Cleveland,	W. W. Gardner,	Jas. F. Robinson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding—9.

Those who voted in the negative, were—

R. T. Baker,	John K. Goodloe,	John J. Landram,
N. R. Black,	William H. Grainger,	John A. Prall,
Harrison Cockrill,	Asa P. Grover,	Cyrenius Wait,
M. J. Cook,	T. W. Hammond,	W. C. Whitaker—12

Mr. Prall moved the following amendment, viz:

Resolved, That Kentucky appreciates the respectful deference to the wishes of her people, as made known through her executive, which has prompted the President to forbear to establish within our limits camps for the recruiting of negroes, such as, under the policy adopted by the government, have been established elsewhere; and the General Assembly expresses the confident trust, that in consideration of the unmistaken loyalty of our Commonwealth, which is ever ready to give its sons for the defence of the nation, the sentiments and wishes of her loyal citizens in respect to matters affecting her internal peace and tranquility, will continue to be respected.

Resolved, That as our armies advance into the States which have been in rebellion, it should be the aim of the government to protect and encourage the restoration of loyal State governments, whenever a sufficient number of the citizens thereof, seeking such protection and encouragement, shall give satisfactory assurances of their loyalty, and their determination to adhere in good faith to the Union and respect the authority of the Federal government.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Prall, were as follows, viz:

Those who voted in in the affiarmative, were—

R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	John K. Goodloe,	Cyrenius Wait,
M. J. Cook,	T. W. Hammond,	W. C. Whitaker—9.

Those who voted in the negative, were—

John B Bruner,	Wm. H. Grainger,	Gibson Mallory,
F. L. Cleveland,	Asa P. Grover,	H. D. McHenry,
J. R. Duncan,	John J. Landram,	James F. Robinson,
W. W. Gardner,	J. D. Landrum,	Ben. Spalding—12.

Mr. Cleveland moved the following amendment:

Resolved, That the existing civil war, forced upon the national government without cause, by the disunionists, should not be waged upon the part of the government, in any "spirit of oppression, or for any other purpose of conquest or subjugation, or purpose of overthrowing or interfering with the rights or established institutions of any of the States, *free or slave*, but to defend and maintain the supremacy of the Constitution, and preserve the Union, with all the dignity, equality and rights of the several States unimpaired; and that as soon as these objects are accomplished, the war ought to cease."

Mr. Whitaker moved to amend the amendment proposed by Mr. Cleveland by adding the following:

"And this should be done without hurting anybody."

The yeas and nays being required thereon by Messrs. Bruner and Whitaker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	J. D. Landrum,
N. R. Black,	Asa P. Grover,	W. C. Whitaker—6.

Those who voted in the negative, were—

John B. Bruner,	W. W. Gardner,	H. D. McHenry,
F. L. Cleveland,	W. H. Grainger,	John A. Prall,
H. Cockrill,	T. W. Hammond,	Jas. F. Robinson,
J. R. Duncan,	John J. Landram,	Ben. Spalding,
John F. Fisk,	Gibson Mallory,	Cyrenius Wait—15.

Mr. J. D. Landrum moved to reconsider the vote by which the amendment proposed by Mr. Prall was rejected.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Prall, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	J. D. Landrum,
N. R. Black,	Asa P. Grover,	John A. Prall,

H. Cockrill,	T. W. Hammond,	Cyrenius Wait,
M. J. Cook,	J. J. Landram,	W. C. Whitaker—13.
John F. Fisk,		

Those who voted in the negative, were—

John B. Bruner,	W. W. Gardner,	H. D. McHenry,
F. L. Cleveland,	W. H. Grainger,	Jas. F. Robinson,
J. R. Duncan,	Gibson Mallory,	Ben. Spalding—9.

Mr. Grover moved to amend the second resolution offered by Mr. Prall, by striking out the words "sufficient number," and insert in lieu thereof, "one-tenth."

And the question being taken on the adoption of the amendment proposed by Mr. Grover, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Goodloe and Grover, were as follows, viz:

In the affirmative, none—

Those who voted in the negative, were—

R. T. Baker,	John F. Fisk,	J. D. Landrum,
N R. Black,	W. W. Gardner,	Gibson Mallory,
John B Bruner,	John K. Goodloe,	Henry D. McHenry,
F. L. Cleveland,	Wm H. Grainger,	John A. Prall,
Harrison Cockrill,	Asa P. Grover,	Jas. F. Robinson,
Milton J. Cook,	T. W. Hammond,	Ben. Spalding,
J. R. Duncan,	J. J. Landram,	Cornelius Wait—21.

The question being taken on the amendment proposed by Mr. Prall, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Cleveland, were as follows, viz:

Those who voted in the affirmative, were:

R. T. Baker,	John K. Goodloe,	J. D. Landrum,
N. R. Black,	T. W. Hammond,	John A. Prall,
Milton J. Cook,	J. J. Landram,	W. C. Whitaker—10.
John F. Fisk,		

Those who voted in the negative, were—

John Bruner,	W. W. Gardner,	Henry D. McHenry,
F. L. Cleveland,	Wm. H. Grainger,	Jas. F. Robinson,
Harrison Cockrill,	Asa P. Grover,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	Cyrenius Wait—12.

Mr. Goodloe then proposed the following amendment to the amendment offered by Mr. Cleveland, viz:

But that Kentucky will make no factious opposition; will adopt no mode of opposition which can, in any manner, check or retard those charged with the administration of the government, in any legitimate effort to suppress the rebellion, and restore the national authority over the revolted States.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Robinson and Prall, were as follows:

Those who voted in the affirmative, were—

R. T. Baker,	John K. Goodloe,	J. D. Landrum,
N. R. Black,	Wm. H. Grainger,	John A. Prall,
M. J. Cook,	T. W. Hammond,	W. C. Whitaker—10.
John F. Fisk,		

Those who voted in the negative, were—

John B. Bruner,	W. W. Gardner,	Henry D McHenry,
Francis L. Cleveland,	Asa P. Grover,	James F. Robinson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	Cyrenius Wait—12.

The question was then taken on the amendment proposed by Mr. Cleveland, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

J. B. Bruner,	Asa P. Grover,	Henry D. McHenry,
Francis L. Cleveland,	Gibson Mallory,	Jas. F. Robinson—6.

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
N. R. Black,	John K. Goodloe,	John A. Prall,
Harrison Cockrill,	William H. Grainger,	Ben. Spalding,
M. J. Cook,	T. W. Hammond,	Cyrenius Wait,
J. R. Duncan,	John J. Landram,	W. C. Whitaker—16
John F. Fisk,		

Mr. Goodloe moved to amend the 3d of the series of resolutions from the House of Representatives as follows, viz:

Resolved, That Kentucky will not affiliate with those at home, or in other States, whose object is, *under pretence of opposition to war measures*, to *cover* their *real purpose* of *crippling the energies* of our government, paralizing its arm of just defence, and forwarding the aims of the rebellion.

And the question being taken thereon it was decided in the negative.

The yeas and nays being required thereon by Messrs. Goodloe and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	J. D. Landrum,
N. R. Black,	John K. Goodloe,	John A. Prall,
M. J. Cook,	T. W. Hammond,	W. C. Whitaker—9.

Those who voted in the negative, were—

John B Bruner,	Wm. H. Grainger,	H. D. McHenry,
F. L. Cleveland,	Asa P. Grover,	Jas. F. Robinson,
Harrison Cockrill,	John J. Landram,	Ben. Spalding,
J. R. Duncan,	Gibson Mallory,	Cyrenius Wait—13.
W. W. Gardner,		

Mr. Goodloe moved to amend the 4th of the series of resolutions from the House of Representatives as follows, viz:

Resolved, That this State has united her fortunes and destiny with that of the Federal government; and that she will, with unchanging fidelity and unfaltering courage, adhere to and sustain said government in its terrible struggle for life and being.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	John K. Goodloe,	W. C. Whitaker—8.
M. J. Cook,	T. W. Hammond,	

Those who voted in the negative, were—

Jno. B. Bruner,	William H. Grainger,	Henry D McHenry,
F. L. Cleveland,	Asa P. Grover,	J. F. Robinson,
Harrison Cockrill,	J. J. Landram,	Ben. Spalding,
J. R. Duncan,	J. D. Landrum	Cyrenius Wait—14.
W W. Gardner,	Gibson Mallory,	

Mr. Robinson moved to amend the 1st of the series of the said resolutions by striking out the word "may," in the 3d line from the close of the resolution.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Baker, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	John K. Goodloe,	H. D. McHenry,
F. L. Cleveland,	T. W. Hammond,	John A. Prall,
Harrison Cockrill,	J. D. Landrum,	Jas. F. Robinson,
John F. Fisk,	Gibson Mallory,	W. C. Whitaker—13.
W. W. Gardner,		

Those who voted in the negative, were—

R. T. Baker,	J. R. Duncan,	John J. Landram,
N. R. Black,	Wm. H. Grainger,	Ben. Spalding,
M. J. Cook,	Asa P. Grover,	Cyrenius Wait—9.

Mr. Whitaker moved the following amendment as a substitute for the whole series from the House of Representatives, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That Kentucky need make no further exhibition, by way of political resolutions, of her intense loyalty and sincere and unalterable devotion to the National Union. Her stand has been taken after the maturest deliberation, is known to the world, and she will not now prove recreant by taking any step backward, but will go forward with all her resources of men, money and credit, to the support of our gallant army in the field, until the rebellion is subdued and treason disarmed; then she will, through the peaceful mode prescribed by the fundamental law of the land, ask for the correction of any errors that may have been committed in any department of the government.

Mr. Fisk moved the previous question.

And the question being taken thereon, it was decided in the affirmative.

And the question being taken on the adoption of the amendment proposed by Mr. Whitaker, it was decided in the negative

The yeas and nays being required thereon by Messrs. Cleveland and Baker, were as follows, viz:

Those who voted in the affirmative, were:

R. T. Baker,	John F. Fisk,	John A. Prall,
N. R. Black,	John K. Goodloe,	W. C. Whitaker—8.
Milton J. Cook,	T. W. Hammond,	

Those who voted in the negative, were—

John Bruner,	Wm. H. Grainger,	Henry D. McHenry,
F. L. Cleveland,	Asa P. Grover,	Jas. F. Robinson,
Harrison Cockrill,	J. J. Landram,	Ben. Spalding,
J. R. Duncan,	J. D. Landrum,	Cyrenius Wait—14.
W. W. Gardner,	Gibson Mallory,	

The question was then taken on the first of the series of the resolutions from the House of Representatives, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	Gibson Mallory,
N. R. Black,	W. W. Gardner,	H. D. McHenry,
John B. Bruner,	J. K. Goodloe,	John A. Prall,
F. L. Cleveland,	Wm. H. Grainger,	Jas. F. Robinson,
Harrison Cockrill,	T. W. Hammond,	Ben. Spalding
M. J. Cook,	John J. Landram,	Cyrenius Wait,
J. R. Duncan,	J. D. Landrum,	W. C. Whitaker—21.

In the negative—Asa P. Grover.

The question was then taken on the second of the series of said resolutions, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	Gibson Mallory,
John B. Bruner,	John K. Goodloe,	Henry D. McHenry,
F. L. Cleveland,	Wm H. Grainger,	John A. Prall,
Harrison Cockrill,	Asa P. Grover,	Jas. F. Robinson,
Milton J. Cook,	T. W. Hammond,	Ben. Spalding,
J. R. Duncan,	J. J. Landram,	Cyrenius Wait,
John F. Fisk,	J. D. Landrum,	W. C. Whitaker—21.

In the negative, none.

The question was then taken on the third of the series of said resolutions, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Cleveland, were as follows:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	Gibson Mallory,
John B. Bruner,	John K. Goodloe,	Henry D. McHenry,
Francis L. Cleveland,	William H. Grainger,	James F. Robinson,
Harrison Cockrill,	Asa P. Grover,	Ben. Spalding,
Milton J. Cook,	T. W. Hammond,	Cyrenius Wait
J. R. Duncan,	John J. Landram,	W. C. Whitaker—21.

In the negative, none.

The question was then taken on the fourth series of said resolutions, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John F. Fisk,	Gibson Mallory,
John B. Bruner,	W. W. Gardner,	Henry D. McHenry,
Francis L. Cleveland,	William H. Grainger,	Jas. F. Robinson,
Harrison Cockrill,	T. W. Hammond,	Ben. Spalding,
M. J. Cook,	John J. Landram,	Cyrenius Wait,
J. R. Duncan.	J. D. Landrum,	W. C. Whitaker—18.

Those who voted in the negative, were—

N. R. Black,	John K. Goodloe,	Asa P. Grover—3.

The Senate took up for consideration a bill from the House of Representatives, entitled,

An act, supplemental to an act, entitled, an act to further regulate the sales of tocacco in the city of Louisville, approved February 2, 1864.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the third reading of said bill being dispensed with.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, of the following title, viz:

An act for the benefit of Union church, in Shelby county.

A message was received from the House of Representatives announcing that they had concurred in the amendment proposed by the Senate, to a resolution from the House of Representatives, entitled,

Resolution in relation to Federal affairs.

The Senate took up for consideration, the amendment proposed by the House of Representatives to the amendment proposed by the Senate to a bill from the House of Representatives, entitled,

An act to punish disloyal and treasonable practices.

Which was twice read concurred in.

Also a bill from the House of Representatives, entitled,

An act for the benefit of John Ellis, school commissioner of Kenton county.

Which was read the first time, and ordered to be read a second time.

The constiutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cook, from the committee on Enrollments, reported that the committee had examined enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act to prohibit minors from playing the game called pigeon-hole.

An act to amend the 20th section of the act approved March 5th, 1860, entitled, an act to amend and reduce into one the law in relation to the change of venue in criminal and civil causes in the circuit court.

An act to amend the charter of the city of Paducah.

An act for the benefit of Isaac Gastineau, late sheriff of Pulaski county.

An act for the benefit of W. D. Black, late sheriff of Pulaski county.

An act to provide for the adjustment, settlement, and collection of old balances due the State for licenses, taxes, &c., prior to December 31st, 1859.

An act exempting certain property from taxation.

An act to authorize the Kenton circuit court to increase surveyors fees in certain cases.

An act to incorporate the North Louisville company for the development of quarries, water power, &c., at Louisville.

An act to authorize the Secretary of State to furnish certain books to the circuit and county court clerks of Montgomery county.

An act to change the place of voting in district No. 3, in Lewis county.

An act restoring citizenship to certain persons named therein.

An act authorizing the Lewis county court to establish an election district.

An act in relation to turnpike roads in this Commonwealth.

An act to establish a State road from Canton to Murray, in Calloway county, and from Murray to Mayfield, in Graves county.

An act for the benefit of Estill county.

An act for the benefit of Breathitt, Magoffin, Harlan and Perry counties.

An act for the benefit of A. C. Wilson, sheriff of Owsley county.

An act for the benefit of W. G Wade, late sheriff of Simpson county.

An act for the benefit of J. W. Heeter, J. W. Foster, B. A. Foster, and Jackson Morgan, sureties of A. W. Foster, late sheriff of Allen county.

An act for the benefit of the sheriff of McLean county.

An act for the benefit of the circuit and county court clerks of Marion county.

An act for the benefit of T. B. Harrison, late sheriff of Logan county.

An act to amend an act, entitled, an act for the benefit of the securities of R. L. South, late sheriff of Breathitt county.

An act for the benefit of the sureties of L. D. Owens, late sheriff of Henry county.

An act for the benefit of James A. Moore, late sheriff of Pendleton county, and his securities.

An act for the benefit of John M. Curry, late sheriff of Pendleton county.

An act for the benefit of Wm. Simpson, late clerk of the Wayne circuit and county courts.

An act authorizing the Wayne county court to sell town lots in Monticello.

An act for the benefit of J. M. Harper, late sheriff of Caldwell county.

An act for the benefit of Samuel F. Roberts, late sheriff of Kenton county.

An act for the benefit of the county judge of Breathitt county.

An act for the benefit of Thomas Leeper, jailer of Livingston county.

An act to explain and amend an act, entitled, an act to increase the jurisdiction of justices of the peace in Jefferson county and the city of Louisville, approved March 10th, 1856.

An act supplemental to an act to further regulate the sales of tobacco in the city of Louisville, approved February 2, 1864.

An act to punish disloyal and treasonable practices.

An act to amend certain acts amendatory of the 3d article, of 86th chapter of the Revised Statutes.

An act for benefit of John Ellis, school commissioner of Kenton county.

An act to amend the charter of the town of Bardstown, in Nelson county.

An act to incorporate the Louisville petrolium company.

An act to change the place of voting in election district No. 2, in Monroe county.

An act to amend the charter of the Pleasant Hill and Jessamine county turnpike road company.

An act to incorporate the Independent Order of Good Templars of McLean county.

Resolution in relation to firing a national salute on the 22d of February.

Resolution for the sale of property in the Penitentiary.

Resolution for the benefit of Wilhite Carpenter, of Bullitt county.

Resolution of thanks to Col. Chas. S. Hanson.

Resolutions in relation to Federal Affairs.

And enrolled bills and a resolution which originated in the Senate, of the following titles, viz:

An act to incorporate the Exchange Bank of Kentucky.

An act for the benefit of J. A. J. Lee and R. M. Conner, sureties of R. H. Conner, late clerk of Bath county court.

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

An act to amend chapter 6, Revised Statutes, title "Bastardy."

An act to provide a civil remedy for injuries done by disloyal persons.

An act in relation to compiling and indexing the laws of a general nature.

An act to change the time of holding the quarterly courts in Webster county.

An act to regulate the public printing and public binding.

An act regulating recruiting in Kentucky, and to punish persons who violate the laws of Kentucky in relation thereto.

An act regulating the manner of soldiers voting for electors of President and Vice-President of the United States, within and without the State.

An act for the benefit of certain justices of the peace of Crittenden county.

An act supplemental to an act, entitled, an act to suspend the running of the statute of limitations in certain counties of this Commonwealth.

An act for the benefit of T. P. Cardwell, of Breathitt county.

An act for the benefit of Union church, in Shelby county.

Resolution of thanks to Kentucky soldiers.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Cook reported that the committee had performed that duty.

A message was received from the Governor, by Mr. VanWinkle, Secretary of State, announcing that he had approved and signed enrolled bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Exchange Bank of Kentucky.

An act to incorporate the Falls City Bank at Louisville.

An act to amend chapter 6, Revised Statutes, title "Bastardy."

An act to regulate the public printing and public binding.

An act for the benefit of certain justices of the peace of Crittenden county.

An act supplemental to an act, entitled, an act to suspend the running of the statute of limitations in certain counties of this Commonwealth.

An act to provide a civil remedy for injuries done by disloyal persons.

An act for the benefit of T. P. Cardwell, of Breathitt county.

An act in relation to compiling and indexing the laws of a general nature.

An act regulating recruiting in Kentucky, and to punish persons who violate the laws of Kentucky in relation thereto.

An act to change the time of holding the quarterly courts in Webster county.

An act to amend an act, entitled, an act to authorize the suspension of circuit courts in certain cases.

An act for the benefit of J. A. J. Lee and R. M. Conner, sureties of R. H. Conner, late clerk of Bath county court.

An act regulating the manner of soldiers voting for electors of President and Vice-President of the United States, within and without the State.

An act for the benefit of Union church, in Shelby county.

Resolution of thanks to Kentucky soldiers.

A message, in writing, was received from the Governor, by Mr. VanWinkle, Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, *February 22d*, 1864.

Gentlemen of the Senate:

I nominate for your advice and consent,
J. K. Edward to be a notary public for Campbell county.

THO. E. BRAMLETTE.

Resolved, That the Senate advise and consent to said appointment.

A message was received from the House of Representatives, announcing that they had received official information from the Governor,

that he had approved and signed enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the North Louisville company for the development of quarries, water power, &c., at Louisville.

An act for the benefit of Thomas Leeper, jailer of Livingston county.

An act to establish a State road from Canton to Murray, in Calloway county, and from Murray to Mayfield, in Graves county.

An act for the benefit of the sureties of L. D. Owens, late sheriff of Henry county.

An act to amend the charter of the city of Paducah.

An act for the benefit of Samuel F. Roberts, late sheriff of Kenton county.

An act to provide for the adjustment, settlement, and collection of old balances due the State for licenses, taxes, &c., prior to December 31st, 1859.

An act for the benefit of the sheriff of McLean county.

An act for the benefit of A. C. Wilson, sheriff of Owsley county.

An act for the benefit of T. B. Harrison, late sheriff of Logan county.

An act to authorize the Kenton circuit court to increase surveyors fees in certain cases.

An act for the benefit of John M. Curry, late sheriff of Pendleton county.

An act exempting certain property from taxation.

An act for the benefit of James A. Moore, late sheriff of Pendleton county, and his securities.

An act for the benefit of Breathitt, Magoffin, Harlan and Perry counties.

An act to prohibit minors from playing the game called pigeon-hole, and other games.

An act authorizing the Wayne county court to sell town lots in Monticello.

An act for the benefit of Wm. Simpson, late clerk of the Wayne circuit and county courts.

An act to change the place of voting in district No. 3, in Lewis county.

An act to amend an act, entitled, an act for the benefit of the securities of R. L. South, late sheriff of Breathitt county.

An act in relation to turnpike roads in this Commonwealth.

Resolution for the sale of property in the Penitentiary.

An act for the benefit of W. G. Wade, late sheriff of Simpson county.

An act for the benefit of Isaac Gastineau, late sheriff of Pulaski county.

An act for the benefit of the circuit and county court clerks of Marion county.

An act for the benefit of J. M. Harper, late sheriff of Caldwell county.

An act supplemental to an act to further regulate the sales of tobacco in the city of Louisville, approved February 2, 1864.

An act to authorize the Secretary of State to furnish certain books to the circuit and county court clerks of Montgomery county.

An act for the benefit of J. W. Heeter, J. W. Foster, B. A. Foster, and Jackson Morgan, sureties of A. W. Foster, late sheriff of Allen county.

An act authorizing the Lewis county court to establish an election district.

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An act to change the place of voting in election district No. 2, in Monroe county.

An act for benefit of John Ellis, school commissioner of Kenton county.

An act to punish disloyal and treasonable practices.

An act to amend the charter of the town of Bardstown, in Nelson county.

An act to incorporate the Louisville petrolium company.

Resolutions in relation to Federal Affairs.

An act to amend the charter of the Pleasant Hill and Jessamine county turnpike road company.

An act to amend certain acts amendatory of the 3d article, of 86th chapter of the Revised Statutes.

An act to incorporate the Independent Order of Good Templars of McLean county.

An act restoring citizenship to certain persons named therein.

An act for the benefit of W. D. Black, late sheriff of Pulaski county.

An act to explain and amend an act, entitled, an act to increase the jurisdiction of justices of the peace in Jefferson county and the city of Louisville, approved March 10th, 1856.

An act for the benefit of the county judge of Breathitt county.

Resolution in relation to firing a national salute on the 22d of February.

Resolution for the benefit of Wilhite Carpenter, of Bullitt county.

Resolution of thanks to Col. Chas. S. Hanson.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the thanks of the Senate are due, and are hereby tendered to the Speaker, Hon. R. T. Jacob, for the able, dignified and impartial manner in which he has discharged the duties of his office during the present session.

Which was adopted.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the thanks of the Senate are due, and are hereby tendered to J. Russell Hawkins, clerk, and W. C. Ireland, assistant clerk, and the other officers of the Senate, for the very able and courteous manner in which they have discharged their respective duties during the present session.

Which was adopted.

Mr. Fisk moved the following resolution, viz:

Resolved, That the Secretary of State, when he distributes the legislative documents, and acts of the present meeting of the legislature, he furnish copies of the same to the clerk, assistant clerk, sergeant-at-arms, door deeper, and clerk of the Enrolling committee of the Senate; also to Geo. W. Lewis, reporter for the Commonwealth, for his full and impartial reports of the proceedings of the Senate.

Which was adopted.

A message was received from the House of Representatives by Messrs. DeHaven and J. F. Bell, announcing that they had been appointed a committee on the part of the House, to act in conjunction with a similar committe to be appointed on the part of the Senate, to wait upon the Governor and ascertain whether he had any further communication to make to this General Assembly.

Whereupon, Messrs. McHenry and Whitaker were appointed a committee on the part of the Senate.

After a short time Mr. McHenry reported that they had discharged the duty assigned them, and were informed by the Governor that he had no further communication to make.

Mr. Bruner now moved that the Senate do now adjourn to meet again on the first Wednesday in January, 1865.

And the question being taken thereon, it was decided in the affirmative.

So the Senate stands adjourned until 1st Wednesday in January, '65.

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